

110<sup>th</sup> Congress }  
1<sup>st</sup> Session }

HOUSE OF REPRESENTATIVES  
Rules Committee

{Report  
{  
{No. \_\_\_\_\_

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Providing for consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

May 15, 2007. --Referred to the House Calendar and ordered to be printed

Ms. Castor, from the Committee on Rules

submitted the following

REPORT

[To accompany H. Res. \_\_\_\_\_]

The Committee on Rules, having had under consideration House Resolution \_\_\_\_\_, by a record vote of 9 to 4, report the same to the House with the recommendation that the resolution be adopted.

SUMMARY OF PROVISIONS OF THE RESOLUTION

The resolution provides for consideration of H.R. 1585 to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes. The resolution provides for ninety minutes of general debate equally divided and controlled by the Chairman and Ranking Minority Member of the Committee on Armed Services.

The resolution waives all points of order against consideration of the bill except those arising under clause 9 or 10 of Rule XXI. The resolution considers as an original bill for the purpose of further amendment the amendment in the nature of a substitute recommended by the Committee on Armed Services. The committee amendment shall be considered as read. The resolution waives all points of order against the committee amendment except those arising under clause 9 or 10 of Rule XXI.

The resolution makes in order those amendments printed in this report and waives all points of order against such amendments except those arising under clause 9 or 10 of Rule XXI. The resolution provides one motion to recommit with or without instructions. The resolution also permits the chairman of the Committee on Armed Services or his designee to offer amendments en bloc if those amendments have been printed in this report and not earlier disposed of. The Chairman of the Committee of the Whole may recognize for consideration any amendment printed in this report out of the order printed but not sooner than 30 minutes after the chairman of the Committee on Armed Services announces from the floor a request to that effect. Finally, the resolution permits the Chair, during consideration of the bill in the House, to postpone further consideration until a time designated by the Speaker.

EXPLANATION OF WAIVERS

The waiver of all points of order against consideration of the bill (except for those arising under clause 9 or 10 of Rule XXI) includes waivers of (1) clause 3(e) of Rule XIII (changes to existing

law), (2) clause 4 of Rule XIII (three-day availability), and (3) section 303 of the Budget Act (mistimed changes in direct spending). The waiver of all points of order against the committee amendment (except for those arising under clause 9 or 10 of Rule XXI) includes waivers of: (1) clause 7 of Rule XVI (germaneness), (2) clause 4 of Rule XXI (appropriating on legislative bills), and (3) section 303 of the Budget Act (mistimed changes in direct spending).

## COMMITTEE VOTES

The results of each record vote on an amendment or motion to report, together with the names of those voting for and against, are printed below:

### **Rules Committee Record Vote No. 190**

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Diaz-Balart

**Summary of Motion:** To make in order and provide appropriate waivers for an amendment by Rep. Latham (IA), #5, which provides service members the option to designate a caretaker relative as the recipient of all or part of the death gratuity, in cases where there is no surviving spouse but one or more surviving children under the age of 18. The amendment also expresses the sense of Congress that for deaths occurring before enactment, if there was a clear expression of intent by the service member regarding payment of part of the death gratuity to another person on behalf of their children, it should be distributed accordingly.

**Results:** Defeated 4-9

#### **Vote by Member:**

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY

## Rules Committee Record Vote No. 191

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Diaz-Balart

**Summary of Motion:** To make in order and provide appropriate waivers for an amendment by Rep. Ros-Lehtinen (FL), #99, which requires managers of federal and private pension plans or thrift savings plans and managers of mutual funds sold or distributed in the United States to: (1) notify investors that their funds are invested in entities included on a list of entities that have invested substantial amounts of money in Iran's energy sector; and (2) take immediate steps, upon notification or publication of such list, to divest all investments of such plans or funds in such entities. Prohibits, upon such publication, future investments in any entity included on the list by managers of such plans or funds, and requires a report from the Office of Global Risks within the Securities and Exchange Commission.

**Results:** Defeated 4-9

### Vote by Member:

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY

## Rules Committee Record Vote No. 192

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Diaz-Balart

**Summary of Motion:** To make in order and provide appropriate waivers en bloc for an amendment by Rep. Cantor (VA), #113, which provides for the Sense of the Congress that Iran's missile arsenal and historic cooperation with terrorist groups represents a threat to the national security of the United States. The amendment further provides that it is the policy of the United States to defend against the threat posed by Iran's missile arsenal; and an amendment by Rep. Cantor (VA), #114, which would provide \$42,000,000 in additional funding for the Multiple Kill Vehicle. The money, which will go to research, development, test, and evaluation, would be offset by funds from unobligated funds of the Defense Health Program.

**Results:** Defeated 4-9

### Vote by Member:

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY

## Rules Committee Record Vote No. 193

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Hastings (WA)

**Summary of Motion:** To make in order and provide appropriate waivers for an amendment by Rep. Davis, Geoff (KY), #97, which expresses the sense of Congress that US reliance on foreign oil is a threat to the US, and long-term DoD fuel purchase encourages the rapid development of alternative fuels production in the U.S. using domestic resources.

**Results:** Defeated 4-9

### Vote by Member:

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY

## Rules Committee Record Vote No. 194

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Hastings (WA)

**Summary of Motion:** To make in order and provide appropriate waivers for an amendment by Rep. King, Steve (IA), #96, which adds a section to the bill stating Congress' findings that the strategy being followed by General Petraeus in Iraq has begun to address the threats to Iraqi security posed by sectarian violence and has identified Al Qaeda as the greatest threat to Iraqi stability and the principal enemy of the United States Armed Forces. Also expresses Congress' continuing support for the courage and sacrifice of the United States Armed Forces bravely serving on the front lines of the Global War on Terror in Iraq and Afghanistan and the work of General Petraeus.

**Results:** Defeated 4-9

### Vote by Member:

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY

## Rules Committee Record Vote No. 195

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Sessions

**Summary of Motion:** To make in order and provide appropriate waivers for an amendment by Rep. Akin (MO) and Rep. Gingrey (GA), a second-degree amendment to the amendment #48 by Rep. Michaud (ME), regarding unemancipated minors.

**Results:** Defeated 4-9

### Vote by Member:

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY



## Rules Committee Record Vote No. 196

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Sessions

**Summary of Motion:** To make in order and provide appropriate waivers for an amendment by Rep. Akin (MO), #127, which increases by \$134 million the amount authorized for Future Combat Systems. An offset is provided from the Joint High Speed Vessel.

**Results:** Defeated 4-9

### Vote by Member:

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY

## Rules Committee Record Vote No. 197

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. *Sessions*

**Summary of Motion:** In section 2(c), strike “Shall not be subject to amendment” and insert “shall not be subject to amendment except the amendment offered by Mr. Michaud printed #43 in the report of the Committee on Rules accompanying the resolution”.

**Results:** Defeated 4-9

### Vote by Member:

MCGOVERN	NAY
HASTINGS (FL)	NAY
MATSUI	NAY
CARDOZA	NAY
WELCH	NAY
CASTOR	NAY
ARCURI	NAY
SUTTON	NAY
DREIER	YEA
DIAZ-BALART	YEA
HASTINGS (WA)	YEA
SESSIONS	YEA
SLAUGHTER	NAY

## Rules Committee Record Vote No. 198

**Date:** May 15, 2007

**Measure:** H.R. 1585

**Motion By:** Mr. Hastings (FL)

**Summary of Motion:** To report the rule.

**Results:** Adopted 9-4

### Vote by Member:

MCGOVERN	YEA
HASTINGS (FL)	YEA
MATSUI	YEA
CARDOZA	YEA
WELCH	YEA
CASTOR	YEA
ARCURI	YEA
SUTTON	YEA
DREIER	NAY
DIAZ-BALART	NAY
HASTINGS (WA)	NAY
SESSIONS	NAY
SLAUGHTER	YEA

**SUMMARY OF AMENDMENTS MADE IN ORDER UNDER THE RULE**  
(summaries derived from information provided by sponsors)

## SUMMARY OF AMENDMENTS MADE IN ORDER

Sponsor	#	Description	Debate Time
1. Skelton (MO):	#73	<b>Manager's Amendment.</b> This Manager's Amendment makes technical and conforming changes, including: Sec 301 – Apportions funds for additional WMD civil support teams to the correct accounts (net change is zero). Sec 576 – Clarifying language to correctly apportion \$3 million in funds to defense-wide operation and maintenance accounts. Sec 1307 – Technical correction to add \$48,000 for cooperative threat reduction program. Sec 1508 – Technical correction to \$1 billion to Title XV for the Strategic Readiness Fund. Sec 1517 – Technical correction to include \$50 million requested by the Administration for NNSA. Sections 2104, 2204, 2304 – Technical correction to apportion funding for military construction projects to the correct accounts and to eliminate double-counting. Sec 3103 -- Technical correction to add \$6 million for energy security.	(10 minutes)
2. Saxton (NJ)/LoBiondo (NJ)/Smith, Christopher (NJ)/Andrews (NJ):	#26	<b>(REVISED)</b> This amendment requires DOD to perform federal background checks for all unescorted visitors who seek entry to a military installation or facility, and employees of vendors and/or contractors who do business on a military installation or facility. The background checks will require a search in the FBI's National Crime Information Center (NCIC) database, confirmation that they are not on a terrorist watch list, and collaboration with DHS to verify US citizenship status.	(10 minutes)
3. Ortiz (TX):	#74	Requires the Secretary of Transportation to submit a report identifying the non-retention vessels with the highest risk for environmental damage to local waters if further deterioration continues and a plan to dispose of these vessels by October 1, 2007.	(10 minutes)
4. Reyes (TX):	#20	The amendment would add Mexico and the Dominican Republic to the list of countries to which the Department of Defense may provide non-lethal equipment (boats, aircraft, sensors, radios) to support counter-narcotics operations.	(10 minutes)
5. Snyder (AR):	#30	This amendment would increase the funding for the Army National Guard military personnel account to fund the Yellow Ribbon Reintegration Program by \$50,000,000, with an	(10 minutes)

offsetting reduction of \$50,000,000 from the Air Force JSTARS program.

- |   |          |   |              |
|---|----------|---|--------------|
| <b>6. Smith, Adam (WA):</b>                     | #23      | This amendment would strike section 233, which authorizes \$10 million for the Army Capital Fund demonstration. Further, this amendment would reduce the total amount authorized in section 201(1), which authorizes funding for research, development, test, and evaluation for the Army, by \$10 million.   | (10 minutes) |
| <b>7. Andrews (NJ):</b>                         | #91      | This amendment would require DOD to use renewable energy to meet at least 25% of its electricity needs by 2025, unless the Secretary determines a waiver is in the best interest of DOD.  | (10 minutes) |
| <b>8. Andrews (NJ):</b>                         | #93      | This amendment would prevent funds authorized in the bill for the wars in Iraq and Afghanistan from being obligated or expended to plan a contingency operation in Iran.  | (20 minutes) |
| <b>9. Turner (OH):</b>                          | #69      | <b>(REVISED)</b> The amendment bars courts from entering or modifying an order changing the custody of the child of a servicemember during that servicemember's period of military service. The amendment provides an exception for temporary orders issued in the best interest of the child; upon completion of a servicemember's military service, any original custody order shall be reinstated. | (10 minutes) |
| <b>10. Drake (VA):</b>                          | #7       | This amendment would expand to all the uniformed services (the military services, as well as the Coast Guard, Public Health Service, and National Oceanic and Atmospheric Administration Corps) the authority for an enhanced increase in the monthly basic pay (0.5% above the Employment Cost Index) during fiscal years 2009 through 2012.   | (10 minutes) |
| <b>11. Franks (AZ)/Cantor (VA)/Putnam (FL):</b> | #10<br>6 | The amendment increases by \$764 million the amount authorized for ballistic missile defense.   | (20 minutes) |
| <b>12. Johnson, Jr., Hank (GA):</b>             | #13<br>3 | <b>(REVISED)</b> The amendment would provide \$169,000,000 of medical military construction support at Fort Belvoir and Bethesda using amounts appropriated pursuant to the   | (10 minutes) |

authorization of appropriations in section 2402(a)(9).

- |  |     |   |              |
|--|-----|---|--------------|
| <b>13. Slaughter (NY):</b>                               | #16 | The amendment would require the Secretary of the Air Force to submit a report to the Congressional defense committees containing a plan for the current and future assets at the Niagara Air Reserve Base.  | (10 minutes) |
| <b>14. DeFazio (OR)/Paul (TX)/Hinchey (NY)/Lee (CA):</b> | #31 | The amendment clarifies that no previously enacted law authorizes military action against Iran. It also prohibits funding authorized by the bill or in any other act from being used to take military action against Iran without specific authorization from Congress unless there is a "national emergency created by an attack by Iran upon the United States, its territories or possessions or its armed forces" (language taken directly from the War Powers Resolution, P.L. 93-148).  | (10 minutes) |
| <b>15. Moran, James (VA):</b>                            | #29 | <b>(REVISED)</b> The amendment would require the Office of the Secretary of Defense to submit a report identifying the current capacity at Department of Defense facilities in the United States to securely hold and try before a military commission the detainees currently held at Guantanamo Bay, Cuba. The report shall include the Department's estimated number of detainees that will be 1) charged with a crime, 2) subject to a release or transfer, or 3) held without being charged with a crime, but whom the Department wishes to detain. The report shall also describe actions required by the Secretary and Congress to ensure that detainees who are scheduled for release are released no later than December 31, 2007. | (10 minutes) |
| <b>16. Buyer (IN):</b>                                   | #47 | The amendment would strike the proposed sections 3306 and 3326 of section 525, which prohibit the Secretary of Veterans Affairs from awarding unequal education benefits to members of the Selected Reserves based on when they became eligible for such benefits.  | (10 minutes) |
| <b>17. Holden (PA):</b>                                  | #3  | <b>(REVISED)</b> This amendment creates a Combat Medevac Badge to give recognition to those men and women who serve or served as helicopter medical evacuation ambulance (Medevac) pilots or crewmembers in a combat theater. The amendment specifically will make any person who served in combat as a pilot or crewmember of a Medevac unit beginning June 25, 1950 eligible for the Combat Medevac Badge.  | (10 minutes) |

<b>18. Diaz-Balart, Lincoln (FL)/Diaz-Balart, Mario (FL)/Ros-Lehtinen (FL)/Hastings (FL):</b>	#50	<b>(REVISED)</b> The amendment would allow the Secretary of the Navy to establish a Naval ROTC program at the University of Miami (Florida).	(10 minutes)
<b>19. Scott, Robert (VA):</b>	#82	<b>(REVISED)</b> The amendment states Congress's finding that Modeling, Analysis, and Simulation Technology has become an essential component of national defense. It also states that it is important for the Defense Department to study the effects of warfare and disasters on urban environments.	(10 minutes)
<b>20. Stupak (MI):</b>	#81	<b>(REVISED)</b> This amendment would require the Department of Defense to transport remains of service members by air to the airport nearest to the intended place of burial.	(10 minutes)
<b>21. Woolsey (CA):</b>	#27	This amendment would require the Secretary of Defense to issue a report on the continued use, need, relevance, and cost of weapons systems designed to fight the Cold War and the former Soviet Union.	(10 minutes)
<b>22. Moran, James (VA):</b>	#12 5	An amendment to require that the transportation infrastructure necessary to accommodate the large influx of military personnel and civilian employees to be assigned to Fort Belvoir, VA, as part of the BRAC realignment of the installation, be substantially completed before the relocation of these employees.	(10 minutes)
<b>23. Jackson-Lee (TX):</b>	#62	This amendment requires the Secretary of Defense to study and report back to Congress on the financial and emotional impact of multiple deployments on the families of those soldiers who serve multiple tours as part of Operation Iraqi Freedom and Operation Enduring Freedom.	(10 minutes)
<b>24. Jackson-Lee (TX):</b>	#63	This amendment requires the Secretary of Defense to take the necessary steps to ensure that Army National Guard and Reserve ROTC scholarships are available to students attending historically black colleges and universities, and Hispanic-serving institutions.	(10 minutes)



<b>25. Davis, Tom (VA):</b>	#42	This amendment would extend by three years (through 2010) the authorization for the Department of Defense to participate in the Information Technology Exchange Program (ITEP).	(10 minutes)
<b>26. Kennedy, Patrick (RI):</b>	#11 1	<b>(REVISED)</b> The amendment would require the Secretary of Defense to conduct a survey examining the feasibility of measuring family member satisfaction with the quality of health care services provided to patients, particularly those patients incapacitated by injuries that render them unable to respond completely to surveys on their own.	(10 minutes)
<b>27. LaHood (IL):</b>	#11	<b>(REVISED)</b> The amendment would allow a member of the Armed Forces to request a deferment of a deployment to a combat zone if their spouse also is deployed to a combat zone and the couple has minor dependent children.	(10 minutes)
<b>28. Allen (ME):</b>	#40	The amendment requires the Secretary of Defense to report to Congress on the Department's policies on administering and evaluating multiple vaccinations within a 24-hour period to active duty members and members of the reserve components and to perform a study on the safety and effectiveness of administering multiple vaccinations within a 24-hour period.	(10 minutes)
<b>29. Fossella (NY):</b>	#10 2	<b>(REVISED)</b> Requires the Secretary of Defense, in consultation with the United States Postal Service, to provide vouchers for free (less than 10 lbs) parcel or letter mailing to service members serving in Iraq or Afghanistan or currently hospitalized under the care of the Armed Forces.	(10 minutes)
<b>30. Tierney (MA)/Holt (NJ):</b>	#58	The amendment reduces the \$8.1 billion specified for Missile Defense Agency (MDA) activities by \$1.084 billion from specified programs.	(10 minutes)
<b>31. Sessions (TX):</b>	#12	This amendment clarifies that nothing in this legislation would prevent the United States' missile defense capabilities from being placed on operational alert to respond to an immediate threat posed by ballistic missiles.	(10 minutes)
<b>32. Holt (NJ):</b>	#21	Requires the videotaping of interrogations and other pertinent interactions between U.S. military personnel and/or contractors	(10 minutes)

and detainees arrested and held. Directs the Judge Advocates General of the respective military services to develop uniform guidelines for such videotaping. Provides access to detainees for representatives of the International Red Cross and Red Crescent, the UN High Commissioner for Human Rights, and the UN Special Rapporteur on Torture for independent monitoring of detainee conditions and treatment.

<b>33. Schakowsky (IL)/Price, David (NC):</b>	#39	<b>(REVISED)</b> The amendment edits sections 831 and 833 of H.R.1585 by (1) limiting the number of times the President can waive restrictions on contracting should the Memorandum of Understanding regarding contracts for Iraq and Afghanistan not be completed; (2) clarifying that members of Congress on the relevant Committees can view contracts regardless of the MOU, as well as the database of contract information for work to be performed in Iraq and Afghanistan; and (3) clarifying that the Select Intelligence Committees shall be allowed to view contracts that fall under their jurisdiction.	(10 minutes)
<b>34. Inslee (WA):</b>	#12 3	<b>(REVISED)</b> The amendment mandates that the Office of the Secretary of Defense report to Congress on its plans to implement management software that can measurably reduce energy consumption of PCs.	(10 minutes)
<b>35. Terry (NE):</b>	#76	<b>(REVISED)</b> The amendment adds \$10 million to Defense-wide research, development, test and evaluation (RDT&E) for the X Lab battlespace laboratory. The amount is offset by a \$10 million reduction to Navy RDT&E Littoral Combat System Mission Modules.	(10 minutes)
<b>36. Thompson, Mike (CA):</b>	#14	<b>(REVISED)</b> Revises DoD command policy to include membership in a criminal street gang among the list of prohibited activities by members of the Armed Forces.	(10 minutes)
<b>37. Capito (WV):</b>	#28	The amendment expresses the sense of Congress that an appropriate site in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the 40 members of the Armed Forces of the United States who lost their lives in the air crash at Bakers Creek, Australia, on June 14, 1943, provided that the Secretary of the Army have exclusive authority to approve the design and site for the memorial marker.	(10 minutes)

<b>38. Israel (NY)/Lee (CA):</b>	#12 8	<b>(REVISED)</b> Expresses the Sense of Congress that the U.S. and the Government of Chad should upgrade the Abeche Airfield in Chad in order to support potential NATO operations, facilitate a future U.N. deployment to Chad and the Darfur region of Sudan and to support humanitarian operations. Also requests the Pentagon study what specific airfield improvements should be made and report to Congress.	(20 minutes)
<b>39. Israel (NY):</b>	#12 9	Directs the Secretary of Defense to study commercial optimization solutions in aviation technology and make any recommendations that would best support the mission of the Department.	(10 minutes)
<b>40. Matheson (UT):</b>	#52	The amendment requires that the Moab uranium mill tailings pile, currently located on the banks of the Colorado River near Moab, Utah, be remediated and the tailings removed to Crescent Junction, Utah by October 1, 2019.	(10 minutes)
<b>41. King, Steve (IA):</b>	#95	The amendment adds language to section 1222 to explain that the bill's prohibition on the establishment of permanent military bases in Iraq should not be construed to prohibit the United States from establishing a temporary military base or installation by entering into basing rights agreements between the United States and Iraq. The amendment also states that Congress recognizes the United States has not established any permanent military installations inside or outside the United States.	(20 minutes)
<b>42. McCotter (MI):</b>	#13 2	<b>(REVISED)</b> This amendment requires the Secretary of Defense to conduct a thorough review of the procedures by which the Department of Defense's existing classification procedures have failed to prevent the transfer of defense articles and defense services with military technology components to terrorists, state sponsors of terrorism, or other unfriendly countries or groups. The Secretary must report back to Congress within 180 days of enactment with the results of the review and the measures to be implemented to rectify the deficiencies of the existing classification procedures.	(10 minutes)
<b>43. Michaud (ME)/Langevin (RI)/Ryan, Tim (OH)/Harman</b>	#48	The amendment ensures that emergency contraception is available at all military health care facilities. Emergency contraception is currently included in the Uniform Formulary, a list of drugs that may be included at military health care	(20 minutes)

(CA)/Shays  
(CT)/Davis, Susan  
(CA)/Sanchez, Loretta  
(CA):

facilities. The amendment would include emergency contraception in the Basic Core Formulary, a list of drugs that must be included at all military health care facilities.

44. Boren  
(OK)/Boustany (LA):

#90 The amendment restricts the use of the name or image of a member of the Armed Forces for commercial purposes without written permission from the soldier (or from the family if the soldier is deceased). It gives U.S. Attorneys the authority to seek injunctions against violators. (10 minutes)

45. Lipinski (IL):

#2 This amendment would require the Department of Defense, to the maximum extent deemed feasible, to utilize lighting fixtures and bulbs that are energy efficient. Energy efficient lighting is to be installed during the normal course of maintenance or whenever a building is significantly altered or constructed. (10 minutes)

46. Altmire  
(PA)/Udall, Tom  
(NM):

#57 The amendment provides that employees covered by the Family Medical Leave Act, whose family member is a member of the Armed Forces and has been called to active duty in a contingency operation, may use FMLA leave to deal with exigencies arising from that call to duty, such as arranging for child care and other family obligations. The Secretary of Labor shall issue regulations defining the exigencies that qualify for leave under this amendment. (10 minutes)

47. Braley (IA):

#12 (REVISED) The amendment requires the Secretary of Defense to conduct a study of (1) the feasibility of a pilot program on family support services for National Guard and Reserve members, and (2) the feasibility of entering into a contract with a private sector entity to enhance support services for children of National Guard and Reserve members who are deployed. (10 minutes)

48. Mitchell  
(AZ)/Space (OH)/Walz  
(MN)/Rodriguez (TX):

#84 (REVISED) The amendment would require the Secretary of Defense to provide a written, voluntary authorization form to servicemembers to enable them to release their medical records to the Veterans Administration. (10 minutes)

49. Carney (PA):

#59 (REVISED) The amendment expresses the sense of Congress that Guard and Reserve members should have up to ten years to use their education benefits. (10 minutes)

**50. Walz (MN):**

#56 The amendment would require the Department of Defense to study and report back to the House and Senate Armed Services Committees within 9 months on the participation rate of service members in the federal tuition assistance program and to assess the extent to which the program affects retention rates.

(10  
minutes)

**TEXT OF AMENDMENTS MADE IN ORDER UNDER THE RULE**

1. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
SKELTON OF MISSOURI, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

73

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. SKELTON OF MISSOURI**

In section 122(a), strike “enter into multiyear contracts, beginning with the fiscal year 2008 program year” and insert “enter into a multiyear contract, beginning with the fiscal year 2009 program year”.

In section 301(10), strike the dollar amount and insert “\$5,847,609,000”.

In section 301(11), strike the dollar amount and insert “\$5,042,565,000”.

In section 576, strike subsection (i) and insert the following new subsection:

- 1 (i) FUNDING.—Of the amount authorized to be ap-
- 2 propriated pursuant to section 301(5) for Defense-wide
- 3 activities, \$3,000,000 shall be available for deposit in the
- 4 Fund for fiscal year 2008.

In section 944(b)(2) ( page 444, lines 13 and 14), strike “Under Secretary of Defense (Comptroller)” and insert “Director of the Office of Program Analysis and Evaluation”.



In title XIII, add at the end the following new section:

1 **SEC. 1307. CLARIFICATION OF AMOUNTS FOR COOPERA-**  
2 **TIVE THREAT REDUCTION PROGRAMS.**

3 The amount in section 1302(a)(9), and the cor-  
4 responding amounts in section 1302(a) (in the matter pre-  
5 ceding paragraph (1)) and in section 301(19), are hereby  
6 increased by \$48,000, all of which is to expand staff ca-  
7 pacity, capabilities, and resources necessary for activities  
8 related to new Cooperative Threat Reduction initiatives.

In section 1508, add at the end the following new paragraph:

9 (11) For the Strategic Readiness Fund,  
10 \$1,000,000,000.

Redesignate section 1517 as section 1518 and insert after section 1516 the following new section (and conform the table of contents accordingly):

11 **SEC. 1517. NATIONAL NUCLEAR SECURITY ADMINISTRA-**  
12 **TION.**

13 Funds are hereby authorized to be appropriated for  
14 fiscal year 2008 to the Department of Energy for the Na-  
15 tional Nuclear Security Administration for defense nuclear  
16 nonproliferation in the amount of \$50,000,000.

In section 2104(a), in the matter preceding paragraph (1), strike the dollar amount and insert “\$5,133,817,000”.

In section 2104(a)(1), strike the dollar amount and insert “\$3,089,400,000”.

In section 2204(a), in the matter preceding paragraph (1), strike the dollar amount and insert “\$2,757,249,000”.

In section 2204(a)(1), strike the dollar amount and insert “\$1,496,532,000”.

In section 2204(a)(2), strike the dollar amount and insert “\$293,858,000”.

In section 2304(a)(1), strike the dollar amount and insert “\$710,173,000”.

In section 2404(a), in the matter preceding paragraph (1), strike the dollar amount and insert “\$10,253,464,000”.

In section 2404(a)(1), strike the dollar amount and insert “\$898,483,000”.

Title XXXI, subtitle A, add at the end the following new section:

1 **SEC. 3105. OTHER ATOMIC ENERGY DEFENSE ACTIVITIES.**

2 Funds are hereby authorized to be appropriated to  
3 the Department of Energy for fiscal year 2008 for energy  
4 security and assurance programs necessary for national  
5 security in the amount of \$6,000,000.

Make the following technical amendments:

(1) Page 302, lines 13 to 20, move the margins  
2 ems to the right.

(2) Page 332, line 20, insert "in" before "sub-  
paragraph (B)".

(3) Page 478, lines 12 to 15, move the margins  
2 ems to the right.

(4) Page 513, line 22, strike "(I)" and insert  
"(i)".

(5) Page 514, line 20, strike "(I)" and insert  
"(i)".

(6) Page 623, line 19, strike the period and in-  
sert a semicolon.

(7) Page 669, line 16, strike "(I)" and insert  
"(i)".

(8) Page 734, line 10, strike "redesignation"  
and insert "redesignating".

2. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Saxton OF New Jersey, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES.

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. SAXTON OF NEW JERSEY**

At the end of title X, add the following new section  
(and conform the table of contents accordingly):

**1 SEC. 1055. BACKGROUND INVESTIGATIONS REQUIRED FOR  
2 CIVILIANS ENTERING MILITARY FACILITIES  
3 AND INSTALLATIONS.**

4 (a) BACKGROUND INVESTIGATIONS.—

5 (1) IN GENERAL.—Chapter 80 of title 10,  
6 United States Code, is amended by adding at the  
7 end the following new section:

**8 “§ 1567. Civilian entry to military installations or fa-  
9 cilities: background investigation re-  
10 quired**

11 “(a) IN GENERAL.—Any unescorted civilian seeking  
12 access to a military installation or facility, or any civilian  
13 who is an employee of a contractor or vendor of a military  
14 installation or facility, may not be allowed to enter the  
15 installation or facility unless a background investigation  
16 has been conducted on such individual in accordance with  
17 subsection (b).

18 “(b) BACKGROUND INVESTIGATION.—A background  
19 investigation required under this section—



1       (b) EFFECTIVE DATE.—Section 1567 of title 10,  
2 United States Code, as added by subsection (a), shall take  
3 effect on the date of the enactment of this Act.

3. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Ortiz OF Texas, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:



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**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. ORTIZ OF TEXAS**

At the end of title XXXV add the following:

**1 SEC. \_\_\_. REPORT OF VESSEL DISPOSAL PROGRAM.**

2 Not later than October 1, 2007, the Secretary of  
3 Transportation shall submit to the Committee on Armed  
4 Services and the Committee on Transportation and Infra-  
5 structure of the House of Representatives and the Com-  
6 mittee on Commerce, Science, and Transportation of the  
7 Senate a report concerning the current plan for the dis-  
8 posal of non-retention vessels in the National Defense Re-  
9 serve Fleet. The report shall include a listing of the vessels  
10 that the Maritime Administrator determines have the  
11 highest risk for environmental damage to the local estuary  
12 if further deterioration continues, an explanation of the  
13 classification system used to make such determination,  
14 and a detailed plan for the disposal of those vessels identi-  
15 fied as significant environmental risks.

4. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Reyes OF Texas, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. REYES OF TEXAS**

At the end of subtitle C of title X, add the following  
new section:

1 **SEC. 1022. EXPANSION OF AUTHORITY TO PROVIDE ADDI-**  
2 **TIONAL SUPPORT FOR COUNTER-DRUG AC-**  
3 **TIVITIES IN CERTAIN FOREIGN COUNTRIES.**

4 Subsection (b) of section 1033 of the National De-  
5 fense Authorization Act for Fiscal Year 1998 (Public Law  
6 105-85; 111 Stat. 1881), as amended by section 1021 of  
7 the National Defense Authorization Act for Fiscal Year  
8 2004 (Public Law 108-136, 117 Stat. 1593) and section  
9 1022 of the John Warner National Defense Authorization  
10 Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat.  
11 2382), is further amended by adding at the end the fol-  
12 lowing new paragraphs:

13 “(17) The Government of Mexico.

14 “(18) The Government of the Dominican Re-  
15 public.”.

5. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Snyder OF Arkansas, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. SNYDER OF ARKANSAS**

At the end of section 516, relating to the National Guard yellow ribbon reintegration program, add the following new section:

1 (f) FUNDING INCREASE AND OFFSETTING REDUC-  
2 TION.—

3 (1) FUNDING.—The amount otherwise provided  
4 by section 421 for the Army National Guard mili-  
5 tary personnel account is hereby increased by  
6 \$50,000,000 to provide funds to carry out this sec-  
7 tion.

8 (2) OFFSETTING REDUCTION.—The amount  
9 otherwise provided by section 1507(4) for research,  
10 development, test, and evaluation for the Air Force  
11 is hereby reduced by \$50,000,000, to be derived  
12 from the JSTARS program.

6. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Smith OF Washington, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

23

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. SMITH OF WASHINGTON**

Strike section 233 and insert the following:

1 **SEC. 233. REDUCTION OF AMOUNTS FOR ARMY VENTURE**  
2 **CAPITAL FUND DEMONSTRATION.**

3 The amount in section 201(1), research, development,  
4 test, and evaluation, Army, is hereby reduced by  
5 \$10,000,000, to be derived from the Army Venture Cap-  
6 ital Fund demonstration.

7. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Andrews OF New Jersey, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:



**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. ANDREWS OF NEW JERSEY**

At the end of subtitle E of title XXVIII, add the following new section:

**1 SEC. 2853. DEPARTMENT OF DEFENSE REQUIREMENTS RE-  
2 GARDING USE OF RENEWABLE ENERGY TO  
3 MEET AT LEAST 25 PERCENT OF DEPART-  
4 MENT ELECTRICITY NEEDS.**

5 Subsection (e) of section 2911 of title 10, United  
6 States Code, is amended to read as follows:

7 “(e) USE OF RENEWABLE ENERGY TO MEET ELEC-  
8 TRICITY NEEDS.—(1) The Secretary of Defense shall en-  
9 sure that the Department of Defense—

10 “(A) produces or procures, from renewable en-  
11 ergy sources, not less than 25 percent of the total  
12 quantity of electric energy it consumes within its fa-  
13 cilities and in its activities during fiscal year 2025  
14 and each fiscal year thereafter; and

15 “(B) produces or procures electric energy from  
16 renewable energy sources whenever the use of such  
17 renewable energy sources is consistent with the en-  
18 ergy performance goals and energy performance plan

1 for the Department and supported by the special  
2 considerations specified in subsection (c).

3 “(2) In order to achieve the 25-percent requirement  
4 specified in paragraph (1)(A) by fiscal year 2025, the Sec-  
5 retary of Defense shall establish annual incremental goals  
6 for the production or procurement of electric energy from  
7 renewable energy sources for the electric energy needs of  
8 the Department. The annual reports on the energy man-  
9 agement implementation plan and the annual energy man-  
10 agement report shall include information regarding the  
11 progress made towards meeting the annual incremental  
12 goals and 25-percent requirement.

13 “(3) The imposition of the 25-percent requirement  
14 specified in paragraph (1)(A) by fiscal year 2025 and the  
15 requirement to establish annual incremental goals under  
16 paragraph (2) does not authorize the Secretary of a mili-  
17 tary department or a Defense agency to use energy saving  
18 performance contracts, enhanced used leases, utility en-  
19 ergy service contracts, utilities revitalization authority,  
20 and related contractual mechanisms to a greater extent  
21 than would be the case in the absence of the 25-percent  
22 requirement.

23 “(4) The Secretary of Defense may waive the require-  
24 ments of subparagraph (A) or (B) of paragraph (1) if the  
25 Secretary—

1           “(A) determines that the waiver is in the best  
2           interests of the Department of Defense; and

3           “(B) notifies the congressional defense commit-  
4           tees of the waiver, including the reasons for the  
5           waiver.

6           “(5) In this subsection, the term ‘renewable energy  
7           sources’ has the meaning given that term in section 203(b)  
8           of the Energy Policy Act of 2005 (42 U.S.C. 15852(b)).”.

8. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Andrews OF New Jersey, OR HIS  
DESIGNEE, DEBATABLE FOR 20 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. ANDREWS OF NEW JERSEY**

At the appropriate place in title XV of the bill (relating to authorization of additional appropriations for Operation Iraqi Freedom and Operation Enduring Freedom), insert the following new section:

**1 SEC. 15. LIMITATION ON AVAILABILITY OF FUNDS FOR  
2 PLANNING MAJOR CONTINGENCY OPER-  
3 ATIONS IN IRAN.**

4 (a) LIMITATION.—No funds appropriated pursuant  
5 to an authorization of appropriations in this title may be  
6 obligated or expended to plan a major contingency oper-  
7 ation in Iran.

8 (b) RULE OF CONSTRUCTION.—Nothing in this sec-  
9 tion shall be construed to prohibit the obligation or ex-  
10 penditure of funds appropriated pursuant to an authoriza-  
11 tion of appropriations in any title of this Act other than  
12 this title to plan a major contingency operation in Iran.

9. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Turner OF Ohio, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

68  
Revised

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. TURNER OF OHIO**

At the end of subtitle H of title V, add the following  
new section:

1 **SEC. 577. PROTECTION OF CHILD CUSTODY ARRANGE-**  
2 **MENTS FOR PARENTS WHO ARE MEMBERS OF**  
3 **THE ARMED FORCES DEPLOYED IN SUPPORT**  
4 **OF A CONTINGENCY OPERATION.**

5 (a) CHILD CUSTODY PROTECTION.—Title II of the  
6 Servicemembers Civil Relief Act (50 U.S.C. App. 521 et  
7 seq.) is amended by adding at the end the following new  
8 section:

9 **“SEC. 208. CHILD CUSTODY PROTECTION.**

10 **“(a) RESTRICTION ON CHANGE OF CUSTODY.—**If a  
11 motion for change of custody of a child of a servicemember  
12 is filed while the servicemember is deployed in support of  
13 a contingency operation, no court may enter an order  
14 modifying or amending any previous judgment or order,  
15 or issue a new order, that changes the custody arrange-  
16 ment for that child that existed as of the date of the de-  
17 ployment of the servicemember, except that a court may  
18 enter a temporary custody order if there is clear and con-  
19 vincing evidence that it is in the best interest of the child.

1       “(b) COMPLETION OF DEPLOYMENT.—In any pre-  
2       ceding covered under subsection (a), a court shall require  
3       that, upon the return of the servicemember from deploy-  
4       ment in support of a contingency operation, the custody  
5       order that was in effect immediately preceding the date  
6       of the deployment of the servicemember is reinstated.

7       “(c) EXCLUSION OF MILITARY SERVICE FROM DE-  
8       TERMINATION OF CHILD’S BEST INTEREST.—If a motion  
9       for the change of custody of the child of a servicemember  
10      who was deployed in support of a contingency operation  
11      is filed after the end of the deployment, no court may con-  
12      sider the absence of the servicemember by reason of that  
13      deployment in determining the best interest of the child.

14      “(d) CONTINGENCY OPERATION DEFINED.—In this  
15      section, the term ‘contingency operation’ has the meaning  
16      given that term in section 101(a)(13) of title 10, United  
17      States Code, except that the term may include such other  
18      deployments as the Secretary may prescribe.”.

19      (b) CLERICAL AMENDMENT.—The table of contents  
20      in section 1(b) of such Act is amended by adding at the  
21      end of the items relating to title II the following new item:

“208. Child custody protection.”.



10. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Drake OF Virginia, OR Her  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MRS. DRAKE OF VIRGINIA**

In section 606, strike subsection (b).

11. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Franks OF Arizona, OR HIS  
DESIGNEE, DEBATABLE FOR 20 MINUTES:

106

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. FRANKS OF ARIZONA AND MR.  
CANTOR OF VIRGINIA**

Title II, subtitle C, add at the end the following:

1 **SEC. 2 \_\_\_\_.** INCREASED FUNDS FOR BALLISTIC MISSILE DE-  
2 **FENSE.**

3 (a) INCREASE.—The amount in section 201(4), re-  
4 search, development, test, and evaluation, Defense-wide,  
5 is hereby increased by \$764,000,000, to be available for  
6 ballistic missile defense.

7 (b) OFFSET.—The amounts in title I and title II are  
8 hereby reduced by an aggregate of \$764,000,000, to be  
9 derived from amounts other than amounts for ballistic  
10 missile defense, as determined by the Secretary of De-  
11 fense.

12. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Johnson OF Georgia, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. JOHNSON OF GEORGIA**

At the end of title XXIV, add the following new section:

**1 SEC. 2405. WOUNDED WARRIOR FACILITY SUPPORT.**

**2 (a) AUTHORIZATION OF ADDITIONAL PROJECTS.—**

**3** Using amounts appropriated pursuant to the authoriza-  
**4** tion of appropriations in section 2404(a)(9), the Secretary  
**5** of Defense is authorized to carry out the following addi-  
**6** tional projects (in the following amounts):

**7** (1) National Naval Medical Center, Bethesda,  
**8** Maryland Enhanced Warrior Care Center,  
**9** \$33,000,000.

**10** (2) DeWitte Army Medical Center, Fort  
**11** Belvoir, Virginia:

**12** (A) Enhanced Fort Belvoir Capability,  
**13** \$43,000,000.

**14** (B) Fort Belvoir Price Inflation/Scope Ad-  
**15** justment \$93,000,000.

**16** (b) OFFSETS.—To offset the funds needed for the  
**17** projects referred to in subsection (a), an undistributed re-  
**18** duction to the authorization of appropriations in section  
**19** 2404(a)(9) is provided in the amount of \$169,000,000.

13. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Slaughter OF New York, OR H er  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MS. SLAUGHTER OF NEW YORK**

At the end of subtitle B of title XXVIII, add the following new section:

1 **SEC. 2817. NIAGARA AIR RESERVE BASE, NEW YORK, BAS-**  
2 **ING REPORT.**

3 Not later than December 1, 2007, the Secretary of  
4 the Air Force shall submit to the congressional defense  
5 committees a report containing a detailed plan of the cur-  
6 rent and future aviation assets that the Secretary expects  
7 will be based at Niagara Air Reserve Base, New York.  
8 The report shall include a description of all of the aviation  
9 assets that will be impacted by the series of relocations  
10 to be made to or from Niagara Air Reserve Base and the  
11 timeline for such relocations.



14. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
DeFazio OF Oregon, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

31

**AMENDMENT TO H.R. 1585, AS REPORTED****OFFERED BY MR. DEFAZIO OF OREGON, Mr. Paul of Texas,**

At the appropriate place in title XII of the bill (relating to matters relating to foreign nations), insert the following new section:

Mr. W. H. H. of  
New York and  
Ms. Lee of  
California

1 **SEC. 12. REQUIREMENTS CONCERNING THE USE OF MILI-**  
2 **TARY FORCE AGAINST IRAN.**

3 (a) **RULE OF CONSTRUCTION.**—No provision of law  
4 enacted before the date of the enactment of this Act shall  
5 be construed to authorize the use of military force by the  
6 United States against Iran.

7 (b) **REQUIREMENTS.**—Absent a national emergency  
8 created by attack by Iran upon the United States, its terri-  
9 tories or possessions, or its armed forces, no funds appro-  
10 priated pursuant to an authorization of appropriations in  
11 this Act or any other Act may be obligated or expended  
12 to initiate the use of military force against Iran unless  
13 the President receives authorization from Congress prior  
14 to initiating the use of military force against Iran.

15. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Moran OF Virginia, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

29  
Revised  
2nd Revision

**AMENDMENT TO H.R. 1585, AS REPORTED**  
**OFFERED BY MR. MORAN OF VIRGINIA**

At the end of subtitle E of title X, insert the following new section:

1 **SEC. 1055. A REPORT ON TRANSFERRING INDIVIDUALS DE-**  
2 **TAINED AT NAVAL STATION, GUANTANAMO**  
3 **BAY, CUBA.**

4 (a) **REPORT REQUIRED.**—Not later than 60 days  
5 after the date of the enactment of this Act, the Secretary  
6 of Defense shall submit to the congressional defense com-  
7 mittees a report that contains a plan for the transfer of  
8 each individual presently detained at Naval Station, Guan-  
9 tanamo Bay, Cuba, under the control of the Joint Task  
10 Force Guantanamo, who is or has ever been classified as  
11 an “enemy combatant” (referred to in this section as a  
12 “detainee”).

13 (b) **CONTENTS OF REPORT.**—The report required  
14 under subsection (a) shall include each of the following:

15 (1) An identification of the number of detainees  
16 who, as of December 31, 2007, the Department esti-  
17 mates—

1           (A) will have been charged with one or  
2           more crimes and may, therefore, be tried before  
3           a military commission;

4           (B) will be subject of an order calling for  
5           the release or transfer of the detainee from the  
6           Guantanamo Bay facility; or

7           (C) will not have been charged with any  
8           crimes and will not be subject to an order call-  
9           ing for the release or transfer of the detainee  
10          from the Guantanamo Bay facility, but whom  
11          the Department wishes to continue to detain.

12          (2) A description of the actions required to be  
13          undertaken, by the Secretary of Defense, possibly  
14          the heads of other Federal agencies, and Congress,  
15          to ensure that detainees who are subject to an order  
16          calling for their release or transfer from the Guanta-  
17          namo Bay facility have, in fact, been released.

16 . AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Boyer OF Indiana, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

47

**AMENDMENT TO H.R. 1585, AS REPORTED**  
**OFFERED BY MR. BUYER OF INDIANA**

In section 525, in the proposed section 3306, strike subsection (c).

In section 525, in the proposed section 3326, strike subsection (c).

17. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Holden OF Pennsylvania, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:



3 revised

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. HOLDEN OF PENNSYLVANIA**

At the end of subtitle D of title V, add the following  
new section:

**1 SEC. 557. ESTABLISHMENT OF COMBAT MEDEVAC BADGE.**

2 (a) ARMY.—

3 (1) IN GENERAL.—Chapter 357 of title 10,  
4 United States Code, is amended by adding at the  
5 end the following new section:

**6 “§ 3757. Combat Medevac Badge**

7 “(a) The Secretary of the Army shall issue a badge  
8 of appropriate design, to be known as the Combat  
9 Medevac Badge, to each person who while a member of  
10 the Army served in combat on or after June 25, 1950,  
11 as a pilot or crew member of a helicopter medical evacu-  
12 ation ambulance and who meets the requirements for the  
13 award of that badge.

14 “(b) The Secretary of the Army shall prescribe re-  
15 quirements for eligibility for the Combat Medevac  
16 Badge.”.

1           (2) CLERICAL AMENDMENT.—The table of sec-  
2       tions at the beginning of such chapter is amended  
3       by adding at the end the following new item:

“3757. Combat Medevac Badge”.

4       (b) NAVY AND MARINE CORPS.—

5           (1) IN GENERAL.—Chapter 567 of title 10,  
6       United States Code, is amended by adding at the  
7       end the following new section:

8       **“§ 6259. Combat Medevac Badge**

9       “(a) The Secretary of the Navy shall issue a badge  
10      of appropriate design, to be known as the Combat  
11      Medevac Badge, to each person who while a member of  
12      the Navy or Marine Corps served in combat on or after  
13      June 25, 1950, as a pilot or crew member of a helicopter  
14      medical evacuation ambulance and who meets the require-  
15      ments for the award of that badge.

16      “(b) The Secretary of the Navy shall prescribe re-  
17      quirements for eligibility for the Combat Medevac  
18      Badge.”.

19           (2) CLERICAL AMENDMENT.—The table of sec-  
20      tions at the beginning of such chapter is amended  
21      by adding at the end the following new item:

“6259. Combat Medevac Badge”.

22      (c) AIR FORCE.—

1           (1) IN GENERAL.—Chapter 857 of title 10,  
2       United States Code, is amended by adding at the  
3       end the following new section:

4   **“§ 8757. Combat Medevac Badge**

5       “(a) The Secretary of the Air Force shall issue a  
6       badge of appropriate design, to be known as the Combat  
7       Medevac Badge, to each person who while a member of  
8       the Air Force served in combat on or after June 25, 1950,  
9       as a pilot or crew member of a helicopter medical evacu-  
10      ation ambulance and who meets the requirements for the  
11      award of that badge.

12      “(b) The Secretary of the Air Force shall prescribe  
13      requirements for eligibility for the Combat Medevac  
14      Badge.”.

15           (2) CLERICAL AMENDMENT.—The table of sec-  
16      tions at the beginning of such chapter is amended  
17      by adding at the end the following new item:

      “8757. Combat Medevac Badge”.

18           (d) AWARD FOR SERVICE BEFORE DATE OF ENACT-  
19      MENT.—In the case of persons who, while a member of  
20      the Armed Forces, served in combat as a pilot or crew  
21      member of a helicopter medical evacuation ambulance dur-  
22      ing the period beginning on June 25, 1950, and ending  
23      on the date of enactment of this Act, the Secretary of the  
24      military department concerned shall issue the Combat  
25      Medevac Badge—

1           (1) to each such person who is known to the  
2       Secretary before the date of enactment of this Act;  
3       and  
4           (2) to each such person with respect to whom  
5       an application for the issuance of the badge is made  
6       to the Secretary after such date in such manner,  
7       and within such time period, as the Secretary may  
8       require.

18. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Diaz-Balart OF Florida, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. LINCOLN DIAZ-BALART OF  
FLORIDA, MR. HASTINGS OF FLORIDA, MS.  
ROS-LEHTINEN OF FLORIDA, AND MR. MARIO  
DIAZ-BALART OF FLORIDA**

Title V, subtitle C, add at the end (page 223, after  
line 5) the following:

1 **SEC. 5\_\_ . NAVY SENIOR RESERVE OFFICERS' TRAINING**  
2 **CORPS PROGRAM AT UNIVERSITY OF MIAMI,**  
3 **CORAL GABLES, FLORIDA.**

4 The Secretary of the Navy may establish and main-  
5 tain a Senior Reserve Officers' Training Corps program  
6 under section 2102 of title 10, United States Code, at the  
7 University of Miami, Coral Gables, Florida.

19. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Scott OF Virginia, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

82  
Rev

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. SCOTT OF VIRGINIA**

Title II, add at the end the following:

1 **SEC. 2\_\_\_. MODELING, ANALYSIS, AND SIMULATION OF**  
2 **MILITARY AND NON-MILITARY OPERATIONS**  
3 **IN COMPLEX URBAN ENVIRONMENTS.**

4 Congress finds the following:

5 (1) Modeling, Analysis, and Simulation Tech-  
6 nology has become an essential component in ensur-  
7 ing that we meet the defense challenges of the 21st  
8 century. It allows us to build and develop models of  
9 complex systems, effectively sharpen the tools, proce-  
10 dures, and decisions needed to address difficult  
11 problems, and determine how certain actions will ef-  
12 fect the end result before implementing the plan in  
13 real life, thereby providing strategic, tactical and fi-  
14 nancial benefits. Every effort should be made to in-  
15 clude Modeling, Analysis and Simulation Technology  
16 in the training and planning doctrines of the De-  
17 partment of Defense.

18 (2) Current and future military operations, and  
19 emergency management of natural and man-made  
20 disasters, do and will continue to involve operations



1 in highly complex, urban environments. These envi-  
2 ronments include complex geographical, communica-  
3 tions, transportation, informational, social, political,  
4 and public support subsystems. The interdependence  
5 of these subsystems and the cascading effects of  
6 warfare or disasters imposed upon them should be  
7 modeled in a computer simulation environment. It is  
8 important for the security and safety of the Depart-  
9 ment of Defense to study and understand the effects  
10 of warfare and disasters on the resiliency of urban  
11 environments and to develop a computer modeling  
12 and simulation decision-making tool for emergency  
13 consequence management of military, natural and  
14 man-made disasters in complex urban environments.

20. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Stupak OF Michigan, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

#81  
Revised

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. STUPAK OF MICHIGAN**

At the end of title XIV, add the following new section:

**1 SEC. 1454. TRANSPORTATION OF REMAINS OF DECEASED  
2 MEMBERS OF THE ARMED FORCES AND CER-  
3 TAIN OTHER PERSONS.**

4 (a) SHORT TITLE.—This section may be cited as the  
5 “Sergeant First Class James Priestap and Private First  
6 Class Alan Blohm Fallen Servicemember Respectful Re-  
7 turn Act”.

8 (b) FINDINGS.—Congress makes the following find-  
9 ings:

10 (1) Members of the Armed Forces who die  
11 under the circumstances described in section 1481 of  
12 title 10, United States Code, have made the ultimate  
13 sacrifice for the United States, and their remains  
14 should be treated with the utmost reverence and re-  
15 spect.

16 (2) The family and friends of a deceased mem-  
17 ber of the Armed Forces should be able to greet the  
18 remains of their loved one at an airport near the  
19 place designated for the disposition of the remains

1       and provide for the burial of their loved one with  
2       proper honors and without undue delay or complica-  
3       tion.

4           (3) Rural areas are frequently served by smaller  
5       regional airports and are often a significant distance  
6       from a major airport, and the practice of the De-  
7       partment of Defense to finish the aircraft portion of  
8       the transportation of the remains of a deceased  
9       member of the Armed Forces at a major airport im-  
10      poses undue burdens on the family and friends of  
11      the deceased member.

12      (c) TRANSPORTATION OF REMAINS OF DECEASED  
13 MEMBERS OF THE ARMED FORCES AND CERTAIN OTHER  
14 PERSONS.—Section 1482(a)(8) of title 10, United States  
15 Code, is amended by adding at the end the following new  
16 sentence: “When transportation of the remains includes  
17 transportation by aircraft under section 562 of the John  
18 Warner National Defense Authorization Act for Fiscal  
19 Year 2007 (Public Law 109–364; 10 U.S.C. 1482 note),  
20 the Secretary concerned shall provide, to the maximum ex-  
21 tent practicable, for delivery of the remains by air to the  
22 commercial, general aviation, or military airport nearest  
23 to the place selected by the designee.”.

21 . AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Woolsey OF California, OR Her  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MS. WOOLSEY OF CALIFORNIA**

At the end of title I, insert the following:

1 **SEC. 1\_\_.** **STUDY ON NEED FOR WEAPONS SYSTEMS THAT**  
2 **WERE ORIGINALLY DESIGNED TO FIGHT THE**  
3 **COLD WAR AND THE FORMER SOVIET UNION.**

4 (a) **STUDY REQUIRED.**—The Secretary of Defense  
5 shall carry out a study on the weapons systems being pro-  
6 duced for the Department of Defense that were originally  
7 designed to fight the Cold War and the former Soviet  
8 Union.

9 (b) **REPORT.**—Not later than 180 days after the date  
10 of the enactment of this Act, the Secretary shall submit  
11 to the congressional defense committees, and to the Com-  
12 mittee on the Budget of the House of Representatives and  
13 the Committee on the Budget of the Senate a report on  
14 the results of the study carried out under subsection (a).  
15 The report shall identify the weapons systems covered by  
16 the study and, for each such weapons system, shall—

17 (1) describe whether the weapons system meets  
18 current needs;

19 (2) specify, and compare, the cost of fitting the  
20 weapons system to meet current needs and the cost

1 of developing and procuring a new weapons system  
2 to meet current needs;

3 (3) explain the reasons why the weapons system  
4 continues to be produced for the Department; and

5 (4) quantify and describe the savings achieved  
6 by decommissioning and dismantling weapon sys-  
7 tems no longer needed as a result of the demise of  
8 the former Soviet Union the threats it posed to na-  
9 tional security.

22. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Moran OF Virginia, OR H is  
DESIGNEE, DEBATABLE FOR 10 MINUTES:



**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. MORAN OF VIRGINIA**

At the end of subtitle C of title XXVIII, add the following new section:

**1 SEC. 2822. CONDITIONS ON TRANSFER OF MILITARY PER-  
2 SONNEL AND CIVILIAN EMPLOYEES TO FORT  
3 BELVOIR, VIRGINIA, AS PART OF REALIGN-  
4 MENT OF THE INSTALLATION.**

5 Notwithstanding section 2904(a)(5) of the Defense  
6 Base Closure and Realignment Act of 1990 (part A of title  
7 XXIX of Public Law 101-510; 10 U.S.C. 2687 note),  
8 members of the Armed Forces and civilian employees of  
9 the Department of Defense who are scheduled to be relo-  
10 cated to Fort Belvoir, Virginia, as a result of the closure  
11 of leased-office space in Arlington, Virginia, pursuant to  
12 the recommendations contained in the report transmitted  
13 to Congress on September 15, 2005, under section  
14 2903(e) of such Act may not be relocated to Fort Belvoir,  
15 until—

16 (1) the Secretary of the Army submits to Con-  
17 gress written certification that the necessary trans-  
18 portation infrastructure, as identified by the environ-  
19 mental impact statement prepared by the Depart-

1       ment of the Army for the Fort Belvoir realignment,  
2       to accommodate the total number of members and  
3       civilian employees to be assigned to Fort Belvoir and  
4       their dependents, is substantially completed; and  
5       (2) the 60-day period beginning on the date on  
6       which the certification is submitted under paragraph  
7       (1) expires.

**23.** AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Jackson Lee OF Texas, OR Her  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MS. JACKSON-LEE OF TEXAS**

At the end of subtitle D of title X, add the following  
new section:

**1 SEC. 1034. REPORT ON IMPACT ON FAMILIES OF MILITARY  
2 PERSONNEL SERVING MULTIPLE OVERSEAS  
3 DEPLOYMENTS.**

4 Not later than 180 days after the date of enactment  
5 of this Act, the Secretary of Defense shall submit a report  
6 to Congress regarding the impact, including the financial  
7 and emotional effects, of multiple overseas deployments on  
8 the families of members of the Armed Forces serving those  
9 multiple deployments as part of Operation Iraqi Freedom  
10 and Operation Enduring Freedom.

24. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Jackson Lee OF Texas, OR Her  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MS. JACKSON-LEE OF TEXAS**

Title V, subtitle C, add at the end the following:

1 **SEC. 5\_\_.** **INTENSIFIED EFFORTS TO PUBLICIZE AND**  
2 **AWARD SCHOLARSHIPS TO STUDENTS AT-**  
3 **TENDING HISTORICALLY BLACK COLLEGES**  
4 **AND UNIVERSITIES AND HISPANIC-SERVING**  
5 **INSTITUTIONS.**

6 The Secretary of Defense shall take due care to en-  
7 sure that the Army National Guard and Reserve ROTC  
8 scholarships provided in this title are available to students  
9 attending Historically Black Colleges and Universities  
10 that are part B institutions as defined in section 322(2)  
11 of the Higher Education Act of 1965 (20 U.S.C. 1061(2))  
12 and minority institutions (as defined in section 365(3) of  
13 that Act (20 U.S.C. 1067k(3))) and Hispanic-serving in-  
14 stitutions as that term is used in section 502 of the Higher  
15 Education Act of 1965 (20 U.S.C. 1101a).

**25.** AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Davis (Tom) OF Virginia, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

42

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. TOM DAVIS OF VIRGINIA**

At the end of title XI, add the following:

1 **SEC. 1112. EXTENSION OF INFORMATION TECHNOLOGY EX-**  
2 **CHANGE PROGRAM WITH RESPECT TO THE**  
3 **DEPARTMENT OF DEFENSE.**

4 Section 3702(d) of title 5, United States Code, is  
5 amended by striking all that follows “may commence  
6 after” and inserting the following: “the end of—

7 “(1) the 5-year period beginning on the date of  
8 the enactment of this chapter, except as provided in  
9 paragraph (2); or

10 “(2) in the case of the Department of Defense,  
11 the 8-year period beginning on the date of the enact-  
12 ment of this chapter.”.



**26.** AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Kennedy OF Rhode Island, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

111  
REV

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. KENNEDY OF RHODE ISLAND**

At the end of subtitle B of title XIV, add the following new section:

**1 SEC. 1439. DEPARTMENT OF DEFENSE STUDY ON THE FEA-  
2 SIBILITY OF MEASURING FAMILY MEMBER  
3 SATISFACTION WITH HEALTH CARE SERV-  
4 ICES.**

5 The Secretary of Defense shall conduct a study on  
6 the feasibility of measuring family member satisfaction  
7 with the quality of health care services provided to pa-  
8 tients, particularly those patients incapacitated by injuries  
9 that render them unable to respond completely to surveys  
10 on their own.

27. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
LaHood OF Illinois, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

LaHood #11 revised

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[Rules #11 REVISED]

H.L.C.

**AMENDMENT TO H.R. 1585**  
**OFFERED BY MR. LAHOOD OF ILLINOIS**

At the end of title V, add the following new section:

1 **SEC. 5 \_\_. LIMITATION ON SIMULTANEOUS DEPLOYMENT**  
2 **TO COMBAT ZONES OF DUAL-MILITARY COU-**  
3 **PLES WHO HAVE MINOR DEPENDENTS.**

4 In the case of a member of the Armed Forces with  
5 minor dependents who has a spouse who is also a member  
6 of the Armed Forces, and the spouse is deployed in an  
7 area for which imminent danger pay is authorized under  
8 section 310 of title 37, United States Code, the member  
9 may request a deferment of a deployment to such an area  
10 until the spouse returns from such deployment.

28. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Allen OF Maine, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. ALLEN OF MAINE**

At the end of title VII, add the following new section  
(and conform the table of contents accordingly):

1 **SEC. 713. REPORT AND STUDY ON MULTIPLE VACCINA-**  
2 **TIONS OF MEMBERS OF THE ARMED FORCES.**

3 (a) **REPORT REQUIRED.**—Not later than 90 days  
4 after the date of the enactment of this Act, the Secretary  
5 of Defense shall submit to the Committees on Armed Serv-  
6 ices of the Senate and the House of Representatives a re-  
7 port on the Department's policies for administering and  
8 evaluating the vaccination of members of the Armed  
9 Forces.

10 (b) **ELEMENTS.**—The report required by subsection  
11 (a) shall include the following:

12 (1) An assessment of the Department's policies  
13 governing the administration of multiple vaccina-  
14 tions in a 24-hour period, including the procedures  
15 providing for a full review of an individual's medical  
16 history prior to the administration of multiple vac-  
17 cinations, and whether such policies and procedures  
18 differ for members of the Armed Forces on active  
19 duty and members of reserve components.

1           (2) An assessment of how the Department's  
2 policies on multiple vaccinations in a 24-hour period  
3 conform to current regulations of the Food and  
4 Drug Administration and research performed or  
5 being performed by the Centers for Disease Control,  
6 other non-military Federal agencies, and non-federal  
7 institutions on multiple vaccinations in a 24-hour pe-  
8 riod.

9           (2) An assessment of the Department's proce-  
10 dures for initiating investigations of deaths of mem-  
11 bers of the Armed Forces in which vaccinations may  
12 have played a role, including whether such investiga-  
13 tions can be requested by family members of the de-  
14 ceased individuals.

15           (3) The number of deaths of members of the  
16 Armed Forces since January 1, 2000, that the De-  
17 partment has investigated for the potential role of  
18 vaccine administration, including both the number of  
19 deaths investigated that was alleged to have involved  
20 more than one vaccine administered in a given 24-  
21 hour period and the number of deaths investigated  
22 that was determined to have involved more than one  
23 vaccine administered in a given 24-hour period.

24           (4) An assessment of the procedures for pro-  
25 viding the Adjutants General of the various States

1       and territories with up-to-date information on the ef-  
2       fectiveness and potential allergic reactions and side  
3       effects of vaccines required to be taken by National  
4       Guard members.

5           (5) An assessment of whether procedures are in  
6       place to provide that the Adjutants General of the  
7       various States and territories retain updated medical  
8       records of each National Guard member called up  
9       for active duty.

10       (c) STUDY REQUIRED.—

11           (1) IN GENERAL.—The Secretary of Defense  
12       shall conduct a study, in consultation with the Food  
13       and Drug Administration and the Centers for Dis-  
14       ease Control, examining the safety and efficacy of  
15       administering multiple vaccinations within a 24-hour  
16       period to members of the Armed Forces.

17           (2) DEADLINE.—The study required by para-  
18       graph (1) shall be completed not later than 270 days  
19       after the date of the enactment of this Act and shall  
20       be submitted to the Committees on Armed Services  
21       of the Senate and the House of Representatives.



29. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Fossella OF New York, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. FOSSELLA OF NEW YORK**

At the end of title VI, insert the following new section:

**1 SEC. 674. POSTAL BENEFITS PROGRAM FOR MEMBERS OF  
2 THE ARMED FORCES SERVING IN IRAQ OR  
3 AFGHANISTAN.**

4 (a) AVAILABILITY OF POSTAL BENEFITS.—The Sec-  
5 retary of Defense, in consultation with the United States  
6 Postal Service, shall provide for a program under which  
7 postal benefits are provided to qualified individuals in ac-  
8 cordance with this section.

9 (b) QUALIFIED INDIVIDUAL.—In this section, the  
10 term “qualified individual” means a member of the Armed  
11 Forces on active duty (as defined in section 101 of title  
12 10, United States Code) who—

13 (1) is serving in Iraq or Afghanistan; or

14 (2) is hospitalized at a facility under the juris-  
15 diction of the Department of Defense as a result of  
16 a disease or injury incurred as a result of service in  
17 Iraq or Afghanistan.

18 (c) POSTAL BENEFITS DESCRIBED.—

1           (1) VOUCHERS.—The postal benefits provided  
2           under the program shall consist of such coupons or  
3           other similar evidence of credit, whether in printed,  
4           electronic, or other format (in this section referred  
5           to as a “voucher”), as the Secretary of Defense, in  
6           consultation with the Postal Service, shall determine,  
7           which entitle the bearer or user to make qualified  
8           mailings free of postage.

9           (2) QUALIFIED MAILING.—In this section, the  
10          term “qualified mailing” means the mailing of a sin-  
11          gle mail piece which—

12                (A) is first-class mail (including any  
13                sound- or video-recorded communication) not  
14                exceeding 13 ounces in weight and having the  
15                character of personal correspondence or parcel  
16                post not exceeding 10 pounds in weight;

17                (B) is sent from within an area served by  
18                a United States post office; and

19                (C) is addressed to a qualified individual.

20          (3) COORDINATION RULE.—Postal benefits  
21          under the program are in addition to, and not in lieu  
22          of, any reduced rates of postage or other similar  
23          benefits which might otherwise be available by or  
24          under law, including any rates of postage resulting

1 from the application of section 3401(b) of title 39,  
2 United States Code.

3 (d) NUMBER OF VOUCHERS.—A member of the  
4 Armed Forces shall be eligible for one voucher for every  
5 second month in which the member is a qualified indi-  
6 vidual.

7 (e) LIMITATIONS ON USE; DURATION.—A voucher  
8 may not be used—

9 (1) for more than a single qualified mailing; or

10 (2) after the earlier of—

11 (A) the expiration date of the voucher, as  
12 designated by the Secretary of Defense; or

13 (B) the end of the one-year period begin-  
14 ning on the date on which the regulations pre-  
15 scribed under subsection (f) take effect.

16 (f) REGULATIONS.—Not later than 30 days after the  
17 date of the enactment of this Act, the Secretary of Defense  
18 (in consultation with the Postal Service) shall prescribe  
19 such regulations as may be necessary to carry out the pro-  
20 gram, including—

21 (1) procedures by which vouchers will be pro-  
22 vided or made available in timely manner to quali-  
23 fied individuals; and

1           (2) procedures to ensure that the number of  
2 vouchers provided or made available with respect to  
3 any qualified individual complies with subsection (d).

4       (g) TRANSFERS TO POSTAL SERVICE.—

5           (1) BASED ON ESTIMATES.—The Secretary of  
6 Defense shall transfer to the Postal Service, out of  
7 amounts available to carry out the program and in  
8 advance of each calendar quarter during which post-  
9 al benefits may be used under the program, an  
10 amount equal to the amount of postal benefits that  
11 the Secretary estimates will be used during such  
12 quarter, reduced or increased (as the case may be)  
13 by any amounts by which the Secretary finds that  
14 a determination under this section for a prior quar-  
15 ter was greater than or less than the amount finally  
16 determined for such quarter.

17           (2) BASED ON FINAL DETERMINATION.—A  
18 final determination of the amount necessary to cor-  
19 rect any previous determination under this section,  
20 and any transfer of amounts between the Postal  
21 Service and the Department of Defense based on  
22 that final determination, shall be made not later  
23 than six months after the end of the one-year period  
24 referred to in subsection (e)(2)(B).

1           (3) CONSULTATION REQUIRED.—All estimates  
2           and determinations under this subsection of the  
3           amount of postal benefits under the program used in  
4           any period shall be made by the Secretary of De-  
5           fense in consultation with the Postal Service.

6           (h) FUNDING.—

7           (1) AUTHORIZATION OF APPROPRIATIONS.—Of  
8           the amounts authorized to be appropriated in section  
9           421 for military personnel for fiscal year 2008,  
10          \$10,000,000 shall be for postal benefits provided in  
11          this section.

12          (2) OFFSETTING REDUCTION.—Funds author-  
13          ized to be appropriated in section 101(5) for the  
14          Army in fiscal year 2008 for other procurement are  
15          reduced by \$10,000,000, to be derived from Joint  
16          High Speed Vessel.

30. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Tierney OF Massachusetts, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

58

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. TIERNEY OF MASSACHUSETTS  
AND MR. HOLT OF NEW JERSEY**

Title II, subtitle C, add at the end the following:

1 **SEC. 2 . MISSILE DEFENSE FUNDING REDUCTIONS AND**  
2 **PROGRAM TERMINATIONS.**

3 The amount in section 201(4) for research, develop-  
4 ment, test, and evaluation, Defense-wide, is hereby re-  
5 duced by \$1,084,400,000, to be derived from amounts for  
6 the Missile Defense Agency as follows:

7 (1) \$298,800,000 from the termination of the  
8 Airborne Laser program.

9 (2) \$177,500,000 from the termination of the  
10 Kinetic Energy Interceptor (KEI) program.

11 (3) \$229,100,000 from the termination of the  
12 Multiple Kill Vehicle (MKV) program.

13 (4) \$170,000,000 from the termination of the  
14 Third Interceptor Field at Ft. Greeley, Alaska.

15 (5) \$150,000,000 from the termination of the  
16 Third Ground-Based Midcourse Defense site in Eu-  
17 rope.



- 1           (6) \$59,000,000 from the Space Tracking and
- 2           Surveillance System (STSS) Block 2008 work and
- 3           “follow on” constellation.

31. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Sessions OF Texas, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED**  
**OFFERED BY MR. SESSIONS OF TEXAS**

In section 222, add at the end the following:

- 1       (e) CLARIFICATION.—Subsection (a)(2) does not pro-
- 2 hibit the use of such funds to place developmental missile
- 3 defense systems on operational alert to respond to an im-
- 4 mediate threat posed by ballistic missiles.

**32.** AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Holt OF New Jersey, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. HOLT OF NEW JERSEY**

At the end of subtitle E of title X, add the following  
new section:

1 **SEC. 1055. REQUIREMENT FOR VIDEOTAPING RECORDINGS**  
2 **OF STRATEGIC INTERROGATIONS AND**  
3 **OTHER PERTINENT INTERACTIONS AMONG**  
4 **DETAINEES OR PRISONERS IN THE CUSTODY**  
5 **OF OR UNDER THE EFFECTIVE CONTROL OF**  
6 **THE UNITED STATES AND MEMBERS OF THE**  
7 **ARMED FORCES, INTELLIGENCE OPERATIVES**  
8 **OF THE UNITED STATES, AND CONTRACTORS**  
9 **OF THE UNITED STATES.**

10 (a) IN GENERAL.—In accordance with the Geneva  
11 Conventions of 1949, the International Covenant on Civil  
12 and Political Rights, the Convention Against Torture and  
13 Other Cruel, Inhuman, or Degrading Treatment or Pun-  
14 ishment, and prohibitions against any cruel, unusual, and  
15 inhuman treatment or punishment under the Fifth,  
16 Eighth, and Fourteenth Amendments to the Constitution  
17 of the United States, the President shall take such actions  
18 as are necessary to ensure that any strategic interrogation  
19 or other pertinent interaction between an individual who

1 is a detainee or prisoner in the custody or under the effec-  
2 tive control of the Armed Forces pursuant to a strategic  
3 interrogation, or other pertinent interaction, for the pur-  
4 pose of gathering intelligence and a member of the Armed  
5 Forces, an intelligence operative of the United States, or  
6 a contractor of the United States, is videotaped.

7 (b) COMMENCEMENT OF REQUIREMENT.—The  
8 videotaping requirement under subsection (a) shall be ap-  
9 plicable to any strategic interrogation of an individual that  
10 takes place on or after the earlier of—

11 (1) the day on which the individual is confined  
12 in a facility owned, operated or controlled, in whole  
13 or in part, by the United States, or any of its rep-  
14 resentatives, agencies, or agents; or

15 (2) 7 days after the day on which the individual  
16 is taken into custody by the United States or any of  
17 its representatives, agencies, or agents.

18 (c) CLASSIFICATION OF INFORMATION.—The Presi-  
19 dent shall provide for the appropriate classification to pro-  
20 tect United States national security and the privacy of de-  
21 tainees or prisoners held by the United States, of video  
22 tapes referred to in subsection (a). Videotapes shall be  
23 made available, under seal if appropriate, to both prosecu-  
24 tion and defense to the extent they are material to any  
25 military or civilian criminal proceeding.

1 (d) STRATEGIC INTERROGATION DEFINED.—For  
2 purposes of this section, the term “strategic interroga-  
3 tion” means an interrogation of a detainee or prisoner  
4 at—

5 (1) a corps or theater-level detention facility, as  
6 defined in the Army Field Manual on Human Intel-  
7 ligence Collector Operations (FM 2-22.3, September  
8 2006); or

9 (2) a detention facility outside of the area of  
10 operations (AOR) where the detainee or prisoner  
11 was initially captured, including—

12 (A) a detention facility owned, operated,  
13 borrowed, or leased by the United States Gov-  
14 ernment; and

15 (B) a detention facility of a foreign govern-  
16 ment at which United States Government per-  
17 sonnel, including contractors, are permitted to  
18 conduct interrogations by the foreign govern-  
19 ment in question.

20 (e) ACCESS TO PRISONERS AND DETAINEES OF THE  
21 UNITED STATES TO ENSURE INDEPENDENT MONITORING  
22 AND TRANSPARENT INVESTIGATIONS.—Consistent with  
23 the obligations of the United States under international  
24 law and related protocols to which the United States is  
25 a party, the President shall take such actions as are nec-

1    essary to ensure that representatives of the following orga-  
2    nizations are granted access to detainees or prisoners in  
3    the custody or under the effective control of the Armed  
4    Forces:

5           (1) The International Federation of the Inter-  
6           national Committee of the Red Cross and the Red  
7           Crescent.

8           (2) The United Nations High Commissioner for  
9           Human Rights.

10          (3) The United Nations Special Rapporteur on  
11          Torture.

12          (f) GUIDELINES FOR VIDEOTAPE RECORDINGS.—

13           (1) DEVELOPMENT OF GUIDELINES.—The  
14           Judge Advocates General (as defined in section  
15           801(1) of title 10, United States Code, (Article 1 of  
16           the Uniform Code of Military Justice)) shall jointly  
17           develop uniform guidelines designed to ensure that  
18           the videotaping required under subsection (a) is suf-  
19           ficiently expansive to prevent any abuse of detainees  
20           and prisoners referred to in subsection (a) and viola-  
21           tions of law binding on the United States, including  
22           treaties specified in subsection (a).

23           (2) SUBMITTAL TO CONGRESS.—Not later than  
24           30 days after the date of the enactment of this Act,  
25           the Secretary of Defense shall submit to Congress a



- 1 report containing the guidelines developed under
- 2 paragraph (1).

33. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Schakowsky OF Illinois, OR Her  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

39 Revised - Revised  
(2<sup>nd</sup> Revision)

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MS. SCHAKOWSKY OF ILLINOIS  
and MR. PRICE of NORTH CAROLINA**

Strike sections 831, 832, and 833, and insert the

following:

1 **SEC. 831. MEMORANDUM OF UNDERSTANDING ON MAT-**  
2 **TERS RELATING TO CONTRACTING.**

3 (a) MEMORANDUM OF UNDERSTANDING RE-  
4 QUIRED.—The Secretary of Defense, the Secretary of  
5 State, and the Administrator of the United States Agency  
6 for International Development shall enter into a memo-  
7 randum of understanding regarding matters relating to  
8 contracting for contracts in Iraq or Afghanistan.

9 (b) RESTRICTIONS ON CONTRACTING UNTIL MEMO-  
10 RANDUM SIGNED.—

11 (1) RESTRICTION.—Except as provided in para-  
12 graph (2), on and after January 1, 2008, no con-  
13 tracts in Iraq or Afghanistan may be awarded by the  
14 Department of Defense, the Department of State, or  
15 the United States Agency for International Develop-  
16 ment (A) unless the memorandum required by sub-  
17 section (a) has been signed by the Secretary of De-  
18 fense, the Secretary of State, or the Administrator  
19 of the United States Agency for International Devel-

1        opment, respectively; and (B) the department or  
2        agency concerned has initiated use of the common  
3        database identified in such memorandum to track  
4        contracts in Iraq or Afghanistan.

5            (2) WAIVER.—

6            (A) The President may waive the restric-  
7        tion in paragraph (1) for a period of 45 days  
8        if the President determines in writing that, but  
9        for such a waiver, there would be substantial  
10       harm to critical national security objectives and  
11       submits the determination, including the rea-  
12       sons for such determination, to the relevant  
13       committees of Congress at least 15 days before  
14       issuing the waiver.

15           (B) Such waiver may be renewed for one  
16        additional 45-day period if the President sub-  
17        mits a determination in writing to the relevant  
18        committees of Congress that renewal of the  
19        waiver is necessary to avoid substantial harm to  
20        critical national security objectives.

21        (c) MATTERS COVERED.—The memorandum of un-  
22        derstanding required by subsection (a) shall address, at  
23        a minimum, the following:

24            (1) Identification of the major categories of  
25        contracts in Iraq or Afghanistan being awarded by

1 the Department of Defense, the Department of  
2 State, or the United States Agency for International  
3 Development.

4 (2) Identification of the roles and responsibil-  
5 ities of each department or agency for matters relat-  
6 ing to contracting for contracts in Iraq or Afghani-  
7 stan.

8 (3) Responsibility for authorizing the carrying  
9 of weapons in performance of such contracts.

10 (4) Responsibility for establishing minimum  
11 qualifications, including background checks, for per-  
12 sonnel carrying weapons in performance of such con-  
13 tracts.

14 (5) Responsibility for setting rules of engage-  
15 ment for personnel carrying weapons in performance  
16 of such contracts.

17 (6) Responsibility for establishing procedures  
18 for, and the coordination of, movement of contractor  
19 personnel in Iraq or Afghanistan.

20 (7) Identification of a common database that  
21 will serve as a repository of information on all con-  
22 tracts in Iraq or Afghanistan, and agreement on the  
23 elements to be included in the database, including,  
24 at a minimum, with respect to each contract—

25 (A) a brief description of the contract;

1 (B) the value of the contract;

2 (C) the amount of cost ascribed to over-  
3 head for the contract;

4 (D) the amount of cost ascribed to security  
5 for the contract;

6 (E) the total number of personnel em-  
7 ployed on the contract; and

8 (F) the total number of personnel em-  
9 ployed on the contract who provide security in  
10 Iraq or Afghanistan.

11 (8) Responsibility for maintaining and updating  
12 information in the common database identified  
13 under paragraph (7).

14 (9) Responsibility for the collection and referral  
15 to the appropriate Government agency of any infor-  
16 mation relating to offenses under chapter 47 of title  
17 10, United States Code (the Uniform Code of Mili-  
18 tary Justice) or chapter 212 of title 18, United  
19 States Code (commonly referred to as the Military  
20 Extraterritorial Jurisdiction Act), including a clari-  
21 fication of responsibilities under section 802(a)(10)  
22 of title 10, United States Code (article 2(a) of the  
23 Uniform Code of Military Justice), as amended by  
24 section 552 of the John Warner National Defense

1 Authorization Act for Fiscal Year 2007 (Public Law  
2 109-364).

3 (10) Responsibility for the issuance of guidance,  
4 as appropriate, on equipment used by contractor  
5 personnel, including guidance on appropriate vehi-  
6 cles, uniforms, body armor, and weapons.

7 (11) Responsibility for the collection and main-  
8 tenance of information relating to casualties suffered  
9 by personnel working on contracts in Iraq or Af-  
10 ghanistan.

11 (d) COPIES PROVIDED TO CONGRESS.—

12 (1) MEMORANDUM OF UNDERSTANDING.—Cop-  
13 ies of the memorandum of understanding required  
14 by subsection (a) shall be provided to the relevant  
15 committees of Congress within 30 days after the  
16 memorandum is signed.

17 (2) DATABASE.—The Secretary of Defense, the  
18 Secretary of State, or the Administrator of the  
19 United States Agency for International Development  
20 shall provide access to the common database identi-  
21 fied under subsection (c)(7) to the relevant commit-  
22 tees of Congress.

23 (3) CONTRACTS.—Effective on the date of the *awarded*  
24 enactment of this Act, copies of any contracts<sup>✓</sup> in  
25 Iraq or Afghanistan shall be provided to any of the

←

1 relevant committees of Congress within 15 days  
2 after the submission of a request for such contract  
3 or contracts from such committee to the department  
4 or agency managing the contract.

5 **SEC. 832. COMPTROLLER GENERAL REVIEWS AND RE-**  
6 **PORTS ON CONTRACTING IN IRAQ AND AF-**  
7 **GHANISTAN.**

8 (a) **REVIEWS AND REPORTS REQUIRED.—**

9 (1) **IN GENERAL.**—Every six months, the  
10 Comptroller General shall review contracts in Iraq or  
11 Afghanistan and submit to the relevant committees  
12 of Congress a report on such review.

13 (2) **MATTERS COVERED.**—A report under this  
14 subsection shall cover the following with respect to  
15 the contracts in Iraq or Afghanistan reviewed for the  
16 report:

17 (A) Total number of contracts awarded  
18 during the period covered by the report.

19 (B) Total number of active contracts.

20 (C) Total value of all contracts awarded  
21 during the reporting period.

22 (D) Total value of active contracts.

23 (E) Total number of contractor personnel  
24 working on contracts during the reporting pe-  
25 riod.



1 (F) Total number of contractor personnel  
2 who have provided security in Iraq or Afghani-  
3 stan for contracts during the reporting period.

4 (G) Categories of activities undertaken in  
5 reviewed contracts.

6 (H) The extent to which such contracts  
7 have used competitive procedures.

8 (I) The extent to which such contracts  
9 have achieved the initial scope of requirements  
10 included in the contracts.

11 (J) The effect of costs for security on such  
12 contracts and whether contracting for security  
13 on such contracts rather than government-pro-  
14 vided security is more effective, efficient, and  
15 consistent with the United States policy goals.

16 (K) Information on any specific contract or  
17 class of contracts that the Comptroller General  
18 determines raises issues of significant concern.

19 (3) SUBMISSION OF REPORTS.—The Comp-  
20 troller General shall submit an initial report under  
21 this subsection not later than March 1, 2008, and  
22 shall submit an updated report every six months  
23 thereafter until March 1, 2010.

24 (b) ACCESS TO DATABASE ON CONTRACTS.—The  
25 Secretary of Defense, the Secretary of State, and the Ad-

1   ministrator for the United States Agency for International  
2   Development shall provide full access to the database de-  
3   scribed in section 831(c)(7) to the Comptroller General  
4   for purposes of the reviews carried out under this section.

5   **SEC. 833. DEFINITIONS.**

6       In this subtitle:

7           (1) MATTERS RELATING TO CONTRACTING.—

8       The term “matters relating to contracting”, with re-  
9       spect to contracts in Iraq and Afghanistan, means  
10      all matters relating to awarding, funding, managing,  
11      tracking, monitoring, and providing oversight to con-  
12      tracts and contractor personnel.

13          (2) CONTRACTS IN IRAQ OR AFGHANISTAN.—

14      The term “contracts in Iraq or Afghanistan” means  
15      a contract with the Department of Defense, the De-  
16      partment of State, or the United States Agency for  
17      International Development, a subcontract at any tier  
18      issued under such a contract, or a task order at any  
19      tier issued under such a contract (including a con-  
20      tract, subcontract, or task order issued by another  
21      Government agency for the Department of Defense,  
22      the Department of State, or the United States Agen-  
23      cy for International Development), if the contract,  
24      subcontract, or task order involves worked per-

1       formed in Iraq or Afghanistan for a period longer  
2       than 14 days.

3           (3) RELEVANT COMMITTEES OF CONGRESS.—  
4       The term “relevant committees of Congress” means  
5       each of the following committees:

6           (A) The Committees on Armed Services of  
7       the Senate and the House of Representatives.

8           (B) The Committee on Homeland Security  
9       and Governmental Affairs of the Senate and the  
10       Committee on Oversight and Government Re-  
11       form of the House of Representatives.

12          (C) The Committee on Foreign Relations  
13       of the Senate and the Committee on Foreign  
14       Affairs of the House of Representatives.

15          (D) For purposes of contracts relating to  
16       the National Foreign Intelligence Program, the  
17       Select Committee on Intelligence of the Senate  
18       and the Permanent Select Committee on Intel-  
19       ligence of the House of Representatives.

34. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Islee OF Washington, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

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**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. INSLEE OF WASHINGTON**

At the end of title X, add the following new section  
(and conform the table of contents, accordingly):

**1 SEC. 1055. STUDY AND REPORT ON USE OF POWER MAN-  
2 AGEMENT SOFTWARE.**

3 (a) STUDY.—The Secretary of Defense shall conduct  
4 a study on the use of power management software by civil-  
5 ian and military personnel and facilities of the Depart-  
6 ment of Defense to reduce the use of electricity in com-  
7 puter monitors and personal computers. This study shall  
8 include recommendations for baseline electric power use,  
9 for ensuring robust monitoring and verification of power  
10 use requirements on a continuing basis, and for potential  
11 technological solutions or best practices for achieving these  
12 efficiency objectives.

13 (b) REPORT.—Not later than 60 days after the date  
14 of the enactment of this Act, the Secretary shall submit  
15 to Congress a report containing the results of the study  
16 under subsection (a), including a description of the rec-  
17 ommendations developed under the study.

35. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Terry OF ~~Nebraska~~ Nebraska, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

*Revised #76*

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. TERRY OF NEBRASKA**

Title II, subtitle C, add at the end the following:

1 **SEC. 2\_\_\_ . INCREASED FUNDS FOR X LAB BATTLESPACE**  
2 **LABORATORY.**

3 (a) INCREASE.—The amount in section 201(4), re-  
4 search, development, test, and evaluation, Defense-wide,  
5 is hereby increased by \$10,000,000, to be available for the  
6 X Lab battlespace laboratory, program element  
7 0603175C.

8 (b) OFFSET.—The amount in section 201(2), re-  
9 search, development, test, and evaluation, Navy, is hereby  
10 reduced by \$10,000,000, to be derived from Littoral Com-  
11 bat System Mission Modules.

**36**. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Thompson, Mike OF California, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:



*No. 11, M. THOMPSON, REVISED*

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[Rules #14 REVISED]

H.L.C.

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. THOMPSON OF CALIFORNIA**

At the end of title V, add the following new section:

1 **SEC. 5\_\_.** **PROHIBITION AGAINST MEMBERS OF THE**  
2 **ARMED FORCES PARTICIPATING IN CRIMI-**  
3 **NAL STREET GANGS.**

4 The Secretary of Defense shall revise section 3.5.8  
5 of Department of Defense Directive 1325.6 to include  
6 membership in a criminal street gang among the list of  
7 prohibited activities by members of the Armed Forces.

37. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Capito OF West Virginia, OR Her  
DESIGNEE, DEBATABLE FOR 10 MINUTES.

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MRS. CAPITO OF WEST VIRGINIA**

At the end of title X, insert the following new section:

1 SEC. \_\_\_\_ . SENSE OF CONGRESS REGARDING A MEMORIAL  
2 FOR MEMBERS OF THE ARMED FORCES WHO  
3 DIED IN AIR CRASH IN BAKERS CREEK, AUSTRALIA.  
4

5 (a) FINDINGS.—Congress finds the following:

6 (1) During the Second World War, the United  
7 States Army Air Corps established rest and recreation  
8 facilities in Mackay, Queensland, Australia.

9 (2) From the end of January 1943 until early  
10 1944, thousands of United States servicemen were  
11 ferried from jungle battlefields in New Guinea to  
12 Mackay.

13 (3) These servicemen traveled by air transport  
14 to spend an average of 10 days on a rest and relaxation  
15 furlough.

16 (4) They usually were carried by two B-17C  
17 Flying Fortresses converted for transport duty.

1           (5) On Monday, June 14, 1943, at about 6  
2           a.m., a B-17C, Serial Number 40-2072, took off  
3           from Mackay Airport for Port Moresby.

4           (6) There were 6 crew members and 35 pas-  
5           sengers aboard.

6           (7) The aircraft took off into fog and soon  
7           made two left turns at low altitude.

8           (8) A few minutes after takeoff, when it was  
9           five miles south of Mackay, the plane crashed at  
10          Bakers Creek, killing everyone on board except Cor-  
11          poral Foye Kenneth Roberts of Wichita Falls,  
12          Texas, the sole survivor of the accident.

13          (9) The cause of the crash remains a mystery,  
14          and the incident remains relatively unknown outside  
15          of Australia.

16          (10) United States officials, who were under or-  
17          ders not to reveal the presence of Allied troops in  
18          Australia, kept the crash a military secret during the  
19          war.

20          (11) Due to wartime censorship, the news  
21          media did not report the crash.

22          (12) Relatives of the victims received telegrams  
23          from the United States War Department stating lit-  
24          tle more than that the serviceman had been killed  
25          somewhere in the South West Pacific.

1           (13) The remains of the 40 crash victims were  
2       flown to Townsville, Queensland, where they were  
3       buried in the Belgian Gardens United States mili-  
4       tary cemetery on June 19, 1943.

5           (14) In early 1946, they were disinterred and  
6       shipped to Hawaii, where 13 were reburied in the  
7       National Memorial Cemetery of the Pacific, and the  
8       remainder were returned to the United States main-  
9       land for reburial.

10          (15) 15 years ago, Robert S. Cutler was read-  
11       ing his father's wartime journal and found a ref-  
12       erence to the tragic B-17C airplane accident.

13          (16) This discovery inspired Mr. Cutler to em-  
14       bark upon a research project that would consume  
15       more than a decade and take him to Australia.

16          (17) Retired United States Air Force Chief  
17       Master Sergeant Teddy W. Hanks, of Wichita Falls,  
18       Texas, who lost four of his World War II buddies in  
19       the crash, compiled a list of the casualties from  
20       United States archives in 1993 and began searching  
21       for their families.

22          (18) The Bakers Creek Memorial Association,  
23       in conjunction with the Washington Post and retired  
24       United States Army genealogy experts Charles  
25       Gailey and Arvon Staats, located 23 additional fami-

1       lies of victims of the accident during the past two  
2       years.

3           (19) Joy Shingleton, Donnie Tenney, Wendy  
4       Andrus, and Wilma Post, the family of Army Air  
5       Corps Corporal Edward J. Tenney, of Buckhannon,  
6       West Virginia, helped to bring this recently uncov-  
7       ered World War II tragedy to light.

8           (20) The commander of the United States Fifth  
9       Air Force officially had notified the relatives of 36  
10      of the 40 victims.

11      (b) SENSE OF CONGRESS.—It is the sense of Con-  
12      gress that an appropriate site in Arlington National Ceme-  
13      tery should be provided for a memorial marker to honor  
14      the memory of the 40 members of the Armed Forces of  
15      the United States who lost their lives in the air crash at  
16      Bakers Creek, Australia, on June 14, 1943, provided that  
17      the Secretary of the Army have exclusive authority to ap-  
18      prove the design and site for the memorial marker.

**38.** AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Israel OF New York, OR HIS  
DESIGNEE, DEBATABLE FOR 20 MINUTES:

128 revised

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. ISRAEL OF NEW YORK AND MS.  
LEE OF CALIFORNIA**

At the appropriate place in title XII of the bill (relating to matters relating to foreign nations), insert the following new section:

**1 SEC. 12\_\_ . REPORT ON OPERATIONAL STATUS OF THE AIR-  
2 FIELD LOCATED IN ABEICHE, CHAD.**

**3 (a) FINDINGS.**—Congress finds the following:

**4 (1)** Sudan has been ravaged by civil war for  
**5** four decades.

**6 (2)** More than two million people have died in  
**7** Southern Sudan over the past two decades due to  
**8** war-related causes and famine and millions have  
**9** been displaced from their homes.

**10 (3)** The airfield located in Abeche, Chad is near  
**11** the border between Chad and Sudan.

**12 (4)** Although the Abeche airfield is currently  
**13** used for military transportation and humanitarian  
**14** missions, it may be in need of upgrades to allow for  
**15** increased air traffic, including upgrades to the air-  
**16** strip and hangers.



1           (b) SENSE OF CONGRESS.—It is the sense of Con-  
2 gress that the United States, with the concurrence of the  
3 Government of Chad, should help provide for the nec-  
4 essary upgrades to the airfield located in Abeche, Chad  
5 in order to support potential North Atlantic Treaty Orga-  
6 nization operations, facilitate a possible United Nations  
7 deployment to Chad and the Darfur region of Sudan, and  
8 support humanitarian operations.

9           (c) REPORT.—Not later than 90 days after the date  
10 of the enactment of this Act, the Secretary of Defense  
11 shall submit to Congress a report on the current oper-  
12 ational status of the airfield located in Abeche, Chad and  
13 recommendations for upgrades to the Abeche airfield to  
14 support enhanced operations and a large increase in air  
15 traffic, including a cost-estimate for such upgrades.

**39.** AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Israel OF New York, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. ISRAEL OF NEW YORK**

At the end of subtitle D of title X, add the following new section (and conform the table of contents accordingly):

1 **SEC. 1034. COMMERCIAL AVIATION TECHNOLOGIES.**

2 (a) STUDY.—The Secretary of Defense shall conduct  
3 a study to examine the methods by which United States  
4 air carriers and aviation technology companies research,  
5 develop, and deploy commercial aviation technologies, in-  
6 cluding processes and products, and to determine the ap-  
7 plicability of the technologies to military use.

8 (b) CONTENTS.—In conducting the study, the Sec-  
9 retary shall determine whether technologies developed for  
10 commercial air carriers in any of the following areas are  
11 well-suited for technology transition programs:

- 12 (1) Flight planning.  
13 (2) Flight operations and tracking.  
14 (3) Aircraft maintenance, repair, and overhaul.  
15 (4) Increasing fuel efficiency.  
16 (5) Optimizing labor productivity.

17 (c) REPORT.—Not later than 180 days after the date  
18 of the enactment of this Act, the Secretary shall submit

1 to the Committee on Armed Services and the Committee  
2 on Appropriations of the Senate and the Committee on  
3 Armed Services and the Committee on Appropriations of  
4 the House of Representatives a report on the results of  
5 the study, together with recommendations on whether the  
6 Department of Defense would benefit from commercial  
7 aviation technology solutions and, if so, which types of so-  
8 lutions would best support the mission of the Department.

40. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Matheson OF Utah, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585**  
**OFFERED BY MR. MATHESON OF UTAH**

At the end of title XXXIV, add the following new  
section:

1 **SEC. 3402. REMEDIAL ACTION AT MOAB URANIUM MILLING**  
2 **SITE.**

3 Section 3405(i) of the Strom Thurmond National De-  
4 fense Authorization Act for Fiscal Year 1999 (Public Law  
5 105-261; 10 U.S.C. 7420 note) by adding at the end the  
6 following new paragraph:

7 “(6) Not later than October 1, 2019, the Secretary  
8 of Energy shall complete remediation at the Moab site and  
9 removal of the tailings to the Crescent Junction site in  
10 Utah.”.

41. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
King OF Iowa, OR HIS  
DESIGNEE, DEBATABLE FOR 20 MINUTES:

95

**AMENDMENT TO H.R. 1585, AS REPORTED**  
**OFFERED BY MR. KING OF IOWA**

In section 1222 of the bill, strike "Section 1519" and insert "(a) CONTINUATION OF PROHIBITION.—Section 1519".

In section 1222 of the bill, add at the end the following new subsection:

1       (b) RULE OF CONSTRUCTION.—Congress recognizes  
2 that the United States has not established any permanent  
3 military installations inside or outside the United States.  
4 Nothing in this Act or any other provision of law shall  
5 be construed to prevent the Government of the United  
6 States from establishing temporary military installations  
7 or bases by entering into a basing rights agreement be-  
8 tween the United States and Iraq.



42. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
McCotter OF Michigan, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

132  
Rev

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. MCCOTTER OF MICHIGAN**

At the end of subtitle D of title X, insert the following new section:

1 **SEC. 1034. REVIEW OF DEPARTMENT OF DEFENSE PROCE-**  
2 **DURES TO CLASSIFY EXCESS DEFENSE ARTI-**  
3 **CLES AND DEFENSE SERVICES WITH MILI-**  
4 **TARY TECHNOLOGY COMPONENTS.**

5 (a) **REVIEW REQUIRED.**—The Secretary of Defense,  
6 with the concurrence of the Secretary of State, shall con-  
7 duct a thorough review of the procedures by which the  
8 Department of Defense classifies defense articles and de-  
9 fense services with military technology components as ex-  
10 cess to the needs of the Department to identify the extent  
11 to which, and the manner in which, existing classification  
12 procedures have failed to prevent the transfer of defense  
13 articles and defense services with military technology com-  
14 ponents to terrorists, state sponsors of terrorism, and  
15 other unfriendly countries or groups.

16 (b) **REPORT.**—Not later than 180 days after the date  
17 of the enactment of this Act, the Secretary of Defense,  
18 with the concurrence of the Secretary of State, shall sub-  
19 mit to Congress a report that contains—

1           (1) the results of the review of the existing clas-  
2           sification procedures conducted under subsection (a);  
3           and

4           (2) the measures to be implemented by the De-  
5           partment of Defense to rectify the deficiencies of the  
6           existing classification procedures, including rec-  
7           ommendations for any legislative changes that may  
8           be necessary to implement the measures.

9           (c) DEFINITION.—As used in this section, the term  
10          “defense articles and defense services with military tech-  
11          nology components” means those defense articles and de-  
12          fense services designated by the President pursuant to sec-  
13          tion 38(a)(1) of the Arms Export Control Act (22 U.S.C.  
14          2778(a)(1)), commonly known as the United States Muni-  
15          tions List.

43. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Michaud OF Maine, OR HIS  
DESIGNEE, DEBATABLE FOR 20 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED****OFFERED BY MR. MICHAUD OF MAINE, Tim Ryan,****James Langevin, Susan Davis, Loretta Sanchez, Jane Harman, Chris Shays,**  
At the end of title VII, add the following new section

(and conform the table of contents accordingly):

1 **SEC. 713. REQUIREMENT TO MAKE AVAILABLE EMERGENCY**  
2 **CONTRACEPTION AT ALL MILITARY HEALTH**  
3 **CARE TREATMENT FACILITIES.**

4 Section 1074g(a) of title 10, United States Code, is  
5 amended by adding at the end the following new para-  
6 graph:

7 “(9)(A) Emergency contraception shall be included  
8 on the basic core formulary of the uniform formulary, not-  
9 withstanding any provision of law or regulation requiring  
10 that only drugs ordered or prescribed by a physician (or  
11 other authorized provider) may be included in the uniform  
12 formulary.

13 “(B) Nothing in subparagraph (A) may be construed  
14 to require emergency contraception to be covered under  
15 the pharmacy benefits program.

16 “(C) Notwithstanding paragraph (4), prior author-  
17 ization shall not be required for emergency contraception.  
18 Nothing in the preceding sentence may be construed as  
19 waiving any provision of the Federal Food, Drug, and Cos-

1    metic Act (21 U.S.C. 301 et seq.) or any other provision  
2    of law administered by the Food and Drug Administra-  
3    tion, including rules and orders of such Administration in  
4    effect at any time under such Act or other provisions of  
5    law.

6       “(D) In this paragraph, the term ‘emergency contra-  
7    ception’ means a drug, drug regimen, or device that is—

8           “(i) approved by the Food and Drug Adminis-  
9    tration to prevent pregnancy; and

10          “(ii) used postcoitally.”.

44. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Boren OF OKlahoma, OR His  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

90

**AMENDMENT TO H.R. 1585**  
**OFFERED BY MR. BOREN OF OKLAHOMA**

At the end of subtitle H of title V insert the following new section:

1 **SEC. 577. PROHIBITION ON THE UNAUTHORIZED USE OF**  
2 **NAMES AND IMAGES OF MEMBERS OF THE**  
3 **ARMED FORCES.**

4 (a) PROHIBITION.—Chapter 49 of title 10, United  
5 States Code, is amended by adding at the end the following new section:

7 **“§ 988. Unauthorized use of names and images of**  
8 **members of the armed forces**

9 “(a) PROHIBITION.—Except with the permission of  
10 the individual or individuals designated under subsection  
11 (d), no person may knowingly use the name or image of  
12 a protected individual in connection with any merchandise,  
13 retail product, impersonation, solicitation, or commercial  
14 activity in a manner reasonably calculated to connect the  
15 protected individual with that individual’s service in the  
16 armed forces.

17 “(b) AUTHORITY TO ENJOIN VIOLATIONS.—When-  
18 ever it appears to the Attorney General that any person  
19 is engaged or is about to engage in an act or practice



1 which constitutes or will constitute conduct prohibited by  
2 subsection (a), the Attorney General may initiate a civil  
3 proceeding in a district court of the United States to en-  
4 join such act or practice. Such court shall proceed as soon  
5 as practicable to the hearing and determination of such  
6 action and may, at any time before final determination,  
7 enter such restraining orders or prohibitions, or take such  
8 other actions as is warranted, to prevent injury to the  
9 United States or to any person or class of persons for  
10 whose protection the action is brought.

11 “(c) PROTECTED INDIVIDUAL.—For purposes of this  
12 section, a protected individual is any person who—

13 “(1) is a member of the armed forces; or

14 “(2) was a member of the armed forces at any  
15 time after April 5, 1917, and, if not living, has a  
16 surviving spouse, child, parent, grandparent, or sib-  
17 ling.

18 “(d) DESIGNATED INDIVIDUAL OR INDIVIDUALS.—

19 (1) The individual or individuals designated under this  
20 subsection, with respect to a protected individual—

21 “(A) is the protected individual, if living; and

22 “(B) otherwise is the living survivor or sur-  
23 vivors of the protected individual highest on the fol-  
24 lowing list:

25 “(i) The surviving spouse.

1                   “(ii) The children.

2                   “(iii) The parents.

3                   “(iv) The grandparents.

4                   “(v) The siblings.

5           “(2) In the case of a protected individual for whom  
6 more than one individual is designated under clause (ii),  
7 (iii), (iv), or (v) of paragraph (1)(B), the prohibition under  
8 subsection (a) shall apply unless permission is obtained  
9 from each designated individual.”.

10           (b) CLERICAL AMENDMENT.—The table of sections  
11 at the beginning of such chapter is amended by adding  
12 at the end the following new item:

“988. Unauthorized use of names and images of members of the armed  
forces.”.

**45.** AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Lipinski OF Illinois, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

2

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. LIPINSKI OF ILLINOIS**

At the end of subtitle E of title XXVIII, add the following new section:

1 **SEC. 28\_\_.** **USE OF ENERGY EFFICIENT LIGHTING FIX-**  
2 **TURES AND BULBS IN DEPARTMENT OF DE-**  
3 **FENSE FACILITIES.**

4 (a) CONSTRUCTION AND ALTERATION OF BUILD-  
5 INGS.—Each building constructed or significantly altered  
6 by the Secretary of Defense or the Secretary of a military  
7 department shall be equipped, to the maximum extent fea-  
8 sible as determined by the Secretary concerned, with light-  
9 ing fixtures and bulbs that are energy efficient.

10 (b) MAINTENANCE OF BUILDINGS.—Each lighting  
11 fixture or bulb that is replaced in the normal course of  
12 maintenance of buildings under the jurisdiction of the Sec-  
13 retary of Defense or the Secretary of a military depart-  
14 ment shall be replaced, to the maximum extent feasible  
15 as determined by the Secretary concerned, with a lighting  
16 fixture or bulb that is energy efficient.

17 (c) CONSIDERATIONS.—In making a determination  
18 under this section concerning the feasibility of installing  
19 a lighting fixture or bulb that is energy efficient, the Sec-

1 retary of Defense or the Secretary of a military depart-  
2 ment shall consider—

3 (1) the life cycle cost effectiveness of the fixture  
4 or bulb;

5 (2) the compatibility of the fixture or bulb with  
6 existing equipment;

7 (3) whether use of the fixture or bulb could re-  
8 sult in interference with productivity;

9 (4) the aesthetics relating to use of the fixture  
10 or bulb; and

11 (5) such other factors as the Secretary con-  
12 cerned determines appropriate.

13 (d) ENERGY STAR.—A lighting fixture or bulb shall  
14 be treated as being energy efficient for purposes of this  
15 section if—

16 (1) the fixture or bulb is certified under the En-  
17 ergy Star program established by section 324A of  
18 the Energy Policy and Conservation Act (42 U.S.C.  
19 6294a); or

20 (2) the Secretary of Defense or the Secretary of  
21 a military department has otherwise determined that  
22 the fixture or bulb is energy efficient.

23 (e) SIGNIFICANT ALTERATIONS.—A building shall be  
24 treated as being significantly altered for purposes of sub-  
25 section (a) if the alteration is subject to congressional au-

1 thorization under section 2802 of title 10, United States  
2 Code.

3 (f) WAIVER AUTHORITY.—The Secretary of Defense  
4 may waive the requirements of this section if the Secretary  
5 determines that such a waiver is necessary to protect the  
6 national security interests of the United States.

7 (g) EFFECTIVE DATE.—The requirements of sub-  
8 sections (a) and (b) shall take effect one year after the  
9 date of the enactment of this Act.

46. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Altire OF Pennsylvania, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

57

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. ALTMIRE OF PENNSYLVANIA  
AND MR. UDALL OF NEW MEXICO**

At the end of subtitle G of title VI insert the following:

**1 SEC. 674. LEAVE FOR MILITARY FAMILIES.**

2 (a) ENTITLEMENT TO LEAVE.—Section 102(a)(1) of  
3 the Family and Medical Leave Act of 1993 (29 U.S.C.  
4 2612(a)(1)) is amended by adding at the end the following  
5 new subparagraph:

6 “(E) Because of any qualifying exigency  
7 (as the Secretary shall, by regulation, deter-  
8 mine) arising out of the fact that the spouse, or  
9 a son, daughter, or parent of the employee is on  
10 active duty (or has been notified of an impend-  
11 ing call or order to active duty) in the Armed  
12 Forces in support of a contingency operation.”.

13 (b) INTERMITTENT OR REDUCED LEAVE SCHED-  
14 ULE.—Section 102(b)(1) of such Act (29 U.S.C.  
15 2612(b)(1)) is amended by inserting after the second sen-  
16 tence the following new sentence: “Subject to subsection  
17 (e)(3) and section 103(f), leave under subsection (a)(1)(E)



1 may be taken intermittently or on a reduced leave sched-  
2 ule.”.

3 (c) SUBSTITUTION OF PAID LEAVE.—Section  
4 102(d)(2)(A) of such Act (29 U.S.C. 2612(d)(2)(A)) is  
5 amended by striking “or (C)” and inserting “(C), or (E)”.

6 (d) NOTICE.—Section 102(e) of such Act (29 U.S.C.  
7 2612(e)) is amended by adding at the end the following  
8 new paragraph:

9 “(3) NOTICE FOR LEAVE DUE TO ACTIVE DUTY  
10 OF FAMILY MEMBER.—In any case in which the ne-  
11 cessity for leave under subsection (a)(1)(E) is fore-  
12 seeable based on notification of an impending call or  
13 order to active duty in support of a contingency op-  
14 eration, the employee shall provide such notice to the  
15 employer as is reasonable and practicable.”.

16 (e) CERTIFICATION.—Section 103 of such Act (29  
17 U.S.C. 2613) is amended by adding at the end the fol-  
18 lowing new subsection:

19 “(f) CERTIFICATION FOR LEAVE DUE TO ACTIVE  
20 DUTY OF FAMILY MEMBER.—An employer may require  
21 that a request for leave under section 102(a)(1)(E) be  
22 supported by a certification issued at such time and in  
23 such manner as the Secretary may by regulation prescribe.  
24 If the Secretary issues a regulation requiring such certifi-

1 cation, the employee shall provide, in a timely manner, a  
2 copy of such certification to the employer.”.

3 (f) DEFINITION.—Section 101 of such Act (29  
4 U.S.C. 2611) is amended by adding at the end the fol-  
5 lowing new paragraph:

6 “(14) CONTINGENCY OPERATION.—The term  
7 ‘contingency operation’ has the same meaning given  
8 such term in section 101(a)(13) of title 10, United  
9 States Code.”.

In the table of contents in section 2(b), after the  
item relating to section 673 insert the following new  
item:

Sec. 674. Leave for military families.

47. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Braley OF Iowa, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

#122 REVISED

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. BRALEY OF IOWA**

At the end of subtitle B of title V, add the following  
new sections

1 SEC. 5\_\_\_\_. STUDY OF FEASIBILITY OF ESTABLISHING A  
2 PILOT PROGRAM ON FAMILY-TO-FAMILY SUP-  
3 PORT FOR FAMILIES OF MEMBERS OF THE  
4 NATIONAL GUARD AND RESERVES UNDER-  
5 GOING DEPLOYMENT.

6 (a) STUDY.—The Secretary of Defense shall carry  
7 out a study to evaluate the feasibility and advisability of  
8 establishing a pilot program on family-to-family support  
9 for families of members of the National Guard and Re-  
10 serves undergoing deployment, including assessments of—

11 (1) the effectiveness of family-to-family support  
12 programs in—

13 (A) the early identification and prevention  
14 of family problems for families of members of  
15 the National Guard and Reserve who are de-  
16 ployed;

17 (B) the provision of peer support for such  
18 families;

1           (C) reducing adverse outcomes for children  
2           of such families, including poor academic per-  
3           formance, behavioral problems, and the adverse  
4           consequence of stress and anxiety; and

5           (D) improving family readiness and post-  
6           deployment transition for such families;

7           (2) the feasibility and advisability of utilizing  
8           spouses of members of the Armed Forces to act as  
9           counselors for spouses and families of members of  
10          the National Guard and Reserve who are deployed in  
11          order to assist such spouses and families in coping  
12          with the deployment of such members throughout  
13          their deployment cycle; and

14          (3) the best practices for training spouses of  
15          members of the Armed Forces to act as counselors  
16          for spouses and families of members of the National  
17          Guard and Reserve who are deployed.

18          (b) REPORT.—Not later than 180 days after the date  
19          of the enactment of this Act, the Secretary of Defense  
20          shall submit to Congress a report containing the results  
21          of the study conducted under subsection (a).

1 **SEC. 5\_\_\_\_. STUDY REGARDING IMPROVING SUPPORT SERV-**  
2 **ICES FOR CHILDREN, INFANTS, AND TOD-**  
3 **DLERS OF MEMBERS OF THE NATIONAL**  
4 **GUARD AND RESERVE UNDERGOING DEPLOY-**  
5 **MENT.**

6 (a) STUDY REQUIRED.—

7 (1) STUDY.—The Secretary of Defense shall  
8 conduct a study to evaluate the feasibility and advis-  
9 ability of entering into a contract or other agree-  
10 ment with a private sector entity having expertise in  
11 the health and well-being of families and children,  
12 infants, and toddlers in order to enhance and de-  
13 velop support services for children of members of the  
14 National Guard and Reserve who are deployed.

15 (2) TYPES OF SUPPORT SERVICES.—In con-  
16 ducting the study, the Secretary shall consider the  
17 need—

18 (A) to develop materials for parents and  
19 other caretakers of children of members of the  
20 National Guard and Reserve who are deployed  
21 to assist such parents and caretakers in re-  
22 sponding to the adverse implications of such de-  
23 ployment (and the death or injury of such mem-  
24 bers during such deployment) for such children,  
25 including the role such parents and caretakers

1 can play in addressing and mitigating such im-  
2 plications;

3 (B) to develop programs and activities to  
4 increase awareness throughout the military and  
5 civilian communities of the adverse implications  
6 of such deployment (and the death or injury of  
7 such members during such deployment) for  
8 such children and their families and to increase  
9 collaboration within such communities to ad-  
10 dress and mitigate such implications;

11 (C) to develop training for early child care  
12 and education, mental health, health care, and  
13 family support professionals to enhance the  
14 awareness of such professionals of their role in  
15 assisting families in addressing and mitigating  
16 the adverse implications of such deployment  
17 (and the death or injury of such members dur-  
18 ing such deployment) for such children; and

19 (D) to conduct research on best practices  
20 for building psychological and emotional resil-  
21 iency in such children in coping with the de-  
22 ployment of such members.

23 (b) REPORT.—Not later than 180 days after the date  
24 of the enactment of this Act, the Secretary of Defense

- 1 shall submit to Congress a report containing the results
- 2 of the study conducted under subsection (a).



48. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Mitchell OF Arizona, OR H is  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

*Harry E. Mitchell*  
84 Rev  
(second Rev)

**AMENDMENT TO H.R. 1585, AS REPORTED**

**OFFERED BY MR. MITCHELL OF ARIZONA**

*Mr. Space, Mr. Walz, Mr. Rodriguez*

Page 627, strike lines 5 through 7 and insert the

following:

1       “(3) Before transmittal of medical records of a mem-  
2 ber to the Department of Veterans Affairs, the Secretary  
3 of Defense shall ensure that the member (or an individual  
4 legally recognized to make medical decisions on behalf of  
5 that member) is presented with a written form, the vol-  
6 untary signing of which shall authorize the transfer of the  
7 medical records of the member from the Department of  
8 Defense to the Department of Veterans Affairs pursuant  
9 to the Health Insurance Portability and Accountability  
10 Act of 1996. Nothing in this paragraph shall be construed  
11 ~~as limiting or otherwise~~ altering the applicability of the  
12 Health Insurance Portability and Accountability Act of  
13 1996 to medical records maintained by the Department  
14 of Defense and the Department of Veterans Affairs.

49. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Carney OF Pennsylvania, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. CARNEY OF PENNSYLVANIA**

At the end of subtitle C of title V, add the following  
new section:

1 **SEC. 528. SENSE OF CONGRESS WITH RESPECT TO EXTEN-**  
2 **SION OF TIME LIMITATION FOR USE OF ENTI-**  
3 **TLEMENT TO EDUCATION BENEFITS BY MEM-**  
4 **BERS OF SELECTED RESERVE AND MEMBERS**  
5 **OF RESERVE COMPONENT SUPPORTING CON-**  
6 **TINGENCY OPERATIONS.**

7 It is the sense of Congress that the time limitation  
8 for the use of entitlement to educational assistance under  
9 each of subchapters I and II of chapter 33 of title 38,  
10 United States Code, should be extended to allow an indi-  
11 vidual entitled to such assistance to use that individual's  
12 entitlement during the ten-year period beginning on the  
13 date on which the individual is separated from the Ready  
14 Reserve or the Selected Reserve of the Ready Reserve, as  
15 the case may be.

50. AN AMENDMENT TO BE OFFERED BY REPRESENTATIVE  
Walt OF Minnesota, OR HIS  
DESIGNEE, DEBATABLE FOR 10 MINUTES:

**AMENDMENT TO H.R. 1585, AS REPORTED  
OFFERED BY MR. WALZ OF MINNESOTA**

Section 523, add at the end the following:

1 (g) STUDY.—

2 (1) IN GENERAL.—The Secretary of Defense  
3 shall carry out a study on the tuition assistance pro-  
4 gram carried out under section 2007 of title 10,  
5 United States Code. The study shall—

6 (A) identify the number of service mem-  
7 bers eligible for assistance under the program,  
8 and the number who actually receive the assist-  
9 ance;

10 (B) assess the extent to which the program  
11 affects retention rates; and

12 (C) assess the extent to which State tuition  
13 assistance programs affects retention rates in  
14 those States.

15 (2) REPORT.—Not later than 9 months after  
16 the date of the enactment of this Act, the Secretary  
17 shall submit to the Committee on Armed Services of  
18 the Senate and the Committee on Armed Services of  
19 the House of Representatives a report on the results  
20 of the study.

H. RES. \_\_\_\_\_

\_\_\_\_\_

Providing for consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

\_\_\_\_\_

IN THE HOUSE OF REPRESENTATIVES

May 15, 2007

Ms. Castor, from the Committee on Rules, reported the following resolution; which was referred to the House Calendar and ordered to be printed.

\_\_\_\_\_

RESOLUTION

Providing for consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed 90 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services. After general debate the bill shall be considered for amendment under the five-minute rule.

Sec. 2. (a) It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Armed Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI.

(b) Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution and amendments en bloc described in section 3 of this resolution.

(c) Each amendment printed in the report of the Committee on Rules shall be considered only in the order printed in the report (except as specified in section 4 of this resolution), may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

(d) All points of order against amendments printed in the report of the Committee on Rules or amendments en bloc described in section 3 of this resolution are waived except those arising under clause 9 or 10 of rule XXI.

Sec. 3. It shall be in order at any time for the chairman of the Committee on Armed Services or his designee to offer amendments en bloc consisting of amendments printed in the report of the Committee on Rules accompanying this resolution not earlier disposed of. Amendments en bloc offered pursuant to this section shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc.

Sec. 4. The Chairman of the Committee of the Whole may recognize for consideration of any amendment printed in the report of the Committee on Rules accompanying this resolution out of the order printed, but not sooner than 30 minutes after the chairman of the Committee on Armed Services or a designee announces from the floor a request to that effect.

Sec. 5. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

Sec. 6. During consideration in the House of H.R. 1585 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.